

Monday 18 May 2020

Business Bulletin

Iris Ghnothaichean



The Scottish Parliament
Pàrlamaid na h-Alba

Today's Business

Meeting of the Parliament

There are no meetings today.

Committee Meetings

9:30am Economy, Energy and Fair Work
Committee

Meeting of the Parliament

There are no meetings today.

Committee Meetings

All meetings take place in the Scottish Parliament, unless otherwise specified.

Economy, Energy and Fair Work Committee 14th Meeting, 2020

The Committee will meet at 9:30 am in a virtual meeting and be broadcast on www.scottishparliament.tv

1. **Decision on taking business in private:** The Committee will decide whether to take item 3 in private.
2. **COVID-19 – impact on Scotland’s businesses, workers and the economy:** The Committee will take evidence from-

Tracy Black, Director, CBI Scotland;

Susan Love, Policy Manager, Scotland, Federation of Small Businesses;

Liz Cameron, Chief Executive, Scottish Chambers of Commerce;

and then from—

Mairi Spowage, Deputy Director, Fraser of Allander Institute;

Matt Lancashire, Deputy Chief Executive, SCDI;

Helen Martin, Assistant General Secretary, STUC.

3. **COVID-19 – impact on Scotland’s businesses, workers and the economy:** The Committee will consider the evidence heard at today's meeting.

Future Meetings of the Parliament

Business Programme agreed by the Parliament on 13 May 2020

Tuesday 19 May 2020

2:00 pm Time for Reflection: Rev Keith Mack, Minister, St John's & King's Park Church, Dalkeith

followed by Parliamentary Bureau Motions

followed by Topical Questions (if selected)

followed by Stage 1 Debate: Civil Partnership (Scotland) Bill

followed by Financial Resolution: Agriculture (Retained EU Law and Data) (Scotland) Bill

followed by Committee Announcements

followed by Business Motions

followed by Parliamentary Bureau Motions

5:00 pm Decision Time

Wednesday 20 May 2020

12:20 pm Parliamentary Bureau Motions

12:20 pm First Minister's Questions

2:30 pm Stage 3 Proceedings: Coronavirus (Scotland) (No.2) Bill

followed by Business Motions

followed by Parliamentary Bureau Motions

followed by Approval of SSIs (if required)

5:00 pm Decision Time

Tuesday 26 May 2020

2:00 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Topical Questions (if selected)

followed by Scottish Government Debate: COVID-19

followed by Business Motions

followed by Parliamentary Bureau Motions

5:00 pm Decision Time

Wednesday 27 May 2020

12:20 pm Parliamentary Bureau Motions

12:20 pm First Minister's Questions

2:30 pm Stage 1 Debate: Children (Scotland) Bill

followed by Financial Resolution: Children (Scotland) Bill

followed by Business Motions

followed by Parliamentary Bureau Motions

5:00 pm Decision Time

Thursday 28 May 2020

2:00 pm Portfolio Questions: Education and Skills; Health and Sport; Local Government and Communities

Future Committee Meetings

This section includes the agendas of the forthcoming committee meetings and outlines proposed future business, which may be subject to change. Committees have the right to take items in private and this will be notified as far in advance as possible.

Many committees include details of their future business on their webpages, which can be accessed on the committee hub page.

<http://www.parliament.scot/business/committees/index.htm>

COVID-19 Committee

19 May 2020

5th Meeting, 2020

The Committee will meet at 9:00 am in a virtual meeting and will be broadcast on www.scottishparliament.tv

1. **Coronavirus (Scotland) (No.2) Bill:** The Committee will consider the Bill at Stage 2.

Proposed future business

For further information, contact the Clerk to the Committee.

Justice Committee

19 May 2020

13th Meeting, 2020

The Committee will meet at 10:00 am in a virtual meeting and be broadcast on www.scottishparliament.tv

1. **Decision on taking business in private:** The Committee will decide whether to take item 5 in private. The Committee will also decide whether to consider future approaches or amendments to the work programme, approaches to all calls for evidence, consideration of evidence taken and all draft reports in private during the Covid-19 public health emergency.
2. **The challenges in restarting jury trials in Scotland's courts:** The Committee will take evidence from-

Dr Jim McMenamin, Incident Director for COVID-19 and Interim Clinical Director, Public Health Scotland;

and then from—

Eric McQueen, Chief Executive, Scottish Courts and Tribunals Service.

3. **Domestic Abuse Bill 2019-21 and the Private International Law (Implementation of Agreements) Bill [HL] 2019-21 (UK Parliament legislation):** The Committee will consider the legislative consent memorandums lodged by Humza Yousaf, LCM(S5)35 and LCM(S5)37.
4. **Work programme:** The Committee will ratify decisions made on its work programme at an informal meeting held on 12 May.
5. **Review of evidence:** The Committee will review evidence heard in item 2.

Proposed future business

For further information, contact Stephen Imrie, Clerk to the Committee on 0131 348 5195 or by email stephen.imrie@parliament.scot

Delegated Powers and Law Reform Committee

19 May 2020

17th Meeting, 2020

The Committee will meet at 12.30 pm in the Robert Burns Room (CR1)

1. **Decision on taking business in private:** The Committee will decide whether to take item 4 in private.
2. **Instruments subject to made affirmative procedure:** The Committee will consider the following—

[Release of Prisoners \(Coronavirus\) \(Scotland\) Regulations 2020 \(SSI 2020/138\)](#)

3. **Instruments subject to negative procedure:** The Committee will consider the following—

[Criminal Justice \(Miscellaneous Temporary Modifications\) \(Coronavirus\) \(Scotland\) \(SSI 2020/137\);](#)

[Homeless Persons \(Unsuitable Accommodation\) \(Scotland\) Amendment Order 2020 \(SSI 2020/139\);](#)

[Census \(Scotland\) Regulations 2020 \(SSI 2020/143\);](#)

[Education \(Deemed Decisions\) \(Coronavirus\)\(Scotland\) Amendment Regulations 2020 \(SSI 2020/149\)](#)

4. **Private International Law (Implementation of Agreements) Bill (UK Parliament legislation):** The Committee will consider a written response from the Scottish Government.

Proposed future business

For further information on the work of the Committee, please contact Andrew Proudfoot, Clerk to the Committee via email on dplr.committee@parliament.scot

Education and Skills Committee

20 May 2020

12th Meeting, 2020

The Committee will meet at 9:30 am in a virtual meeting and be broadcast on www.scottishparliament.tv

1. **Decision on taking business in private:** The Committee will decide whether to take item 3 in private.
2. **Further and Higher Education - Response to Covid-19:** The Committee will take evidence from-

Richard Lochhead MSP, Minister for Further Education, Higher Education and Science, Scottish Government.

3. **Review of Evidence:** The Committee will consider the evidence it heard earlier.

Proposed future business

For further information on the Committees future work please contact Roz Thomson the Clerk to the Committee, whose details are es.committee@parliament.scot.

Health and Sport Committee

20 May 2020

12th Meeting, 2020

The Committee will meet at 10:00 am in a virtual meeting and be broadcast on www.scottishparliament.tv

1. **Forensic Medical Services (Victims of Sexual Offences) (Scotland) Bill:** The Committee will take evidence on the Bill at Stage 1 from—
Chloe Riddell, Policy Manager, Children 1st.
2. **Forensic Medical Services (Victims of Sexual Offences) (Scotland) Bill (in private):** The Committee will consider the evidence heard earlier in the meeting.

Proposed future business

For further information, contact the Clerk to the Committee, David Cullum by email at HealthandSport@parliament.scot.

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Motions Gluasadan				

Motions

Motions and amendments are usually printed the day after lodging. When an amendment is lodged, then the original motion will be republished alongside it.

Motions and amendments can be published with symbols:

- * before the number indicates publication for the first time
- *...* around a section of text indicates changes to previously published material
- R indicates a member has declared a registered interest

The Parliamentary Bureau periodically deletes motions or amendments that are over six weeks old and not scheduled for debate.

Questions regarding this section should be directed to the Chamber Desk.

Other new and altered motions and amendments

***[S5M-21767](#) Bob Doris: Support for Students in Further and Higher Education During the COVID-19 Pandemic**—That the Parliament notes that many students in further and higher education experience financial hardship during the course of their studies, and that these difficulties are being exacerbated by the wider economic and social consequences of the COVID-19 pandemic; understands that financial support provided by awards agencies and student loan companies across different parts of the UK is usually provided on a term-time basis only, and that many students would seek to supplement their income with paid employment, especially during summer months; believes that many traditional summer job opportunities for students are unlikely to exist as a result of social distancing and economic restrictions, and urges all governments across the UK to work in partnership with each other, student representative bodies and relevant awards agencies and loans companies to ensure adequate financial support is available to further and higher education students throughout the calendar year, including access to universal credit or other appropriate benefits, the provision of increased finance to further and higher education institutions to disburse through hardship funds, and access to other appropriate support during these unprecedented times.

***[S5M-21766](#) Mary Fee: Romani Resistance Day**—That the Parliament recognises that 16 May 2020 is Romani Resistance Day, which is an annual event commemorating the courage of 6,000 Roma and Sinti prisoners of the Auschwitz-Birkenau concentration camp who resisted SS guards on 16 May 1944; understands that, by using weapons made from rocks and scraps of metal, they managed to force the guards to retreat, delaying the inevitable Roma genocide; acknowledges that this is a day to recognise the dignity and strength of the Romani people when they were faced with the ultimate adversity; condemns the reality that members of the Gypsy, Roma and Traveller (GRT) community continue to face discrimination in Scotland every day, with the Scottish Social Attitudes Survey revealing that 31% of people in Scotland would be unhappy if a close relative married a member of the GRT community; believes that anti-GRT discrimination is the last form of acceptable racism, and resolves to redouble its collective effort to secure economic, health and social equality for the GRT community in Scotland.

Supported by: Iain Gray*, Christine Grahame*, Richard Lyle*, Bill Kidd*, Mark McDonald*, Stewart Stevenson*, Elaine Smith*, David Torrance*, Andy Wightman*, John Mason*, Sarah Boyack*

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Motions Gluasadan				

***S5M-21765 Liam McArthur: Pam Halliday Receives Key Worker Award of Zoe Davidson Jewellery—**

That the Parliament congratulates Pam Halliday, who is from Orkney, on being awarded a silver Spring Tides ring in recognition of her work during the COVID-19 pandemic; acknowledges that the award was presented to Pam as part of a campaign launched by the local jewellery maker, Zoe Davidson, to recognise the inspiring efforts of key workers across Orkney; notes that over 200 nominations were made for the award and the winning name was pulled out of a hat; understands that Pam was nominated by her co-worker for her exceptional work as a midwife in the Balfour Hospital; believes that the campaign is an excellent way to recognise and celebrate the fantastic work of those going above and beyond to support their communities and keep everyone connected by sharing positive stories during this uncertain time; thanks Zoe for organising this wonderful initiative; congratulates Pam, and all key workers nominated, on being recognised by their communities for the essential work that they are doing, and hopes that this campaign helps to raise awareness of the appreciation that everyone has for key workers in Orkney and across the country.

Supported by: Bill Kidd*, Kenneth Gibson*, Stewart Stevenson*, David Torrance*

***S5M-21764 John Mason: International Day of Families—**That the Parliament acknowledges that 15 May 2020 is the International Day of Families; remembers that the UN General Assembly proclaimed the day in 1993 in order to raise awareness of issues relating to families and to develop an understanding of the social, economic and demographic processes that affect families; agrees with the UN's view that families are central to achieving the sustainable development goals, and notes that it is a particularly poignant day this year, given that many families across the globe are separated due to the COVID-19 pandemic.

Supported by: David Torrance*, Kenneth Gibson*, Stewart Stevenson*, Bill Kidd*

***S5M-21763 Bill Kidd: Kabul Maternity Ward Attack—**That the Parliament condemns the horrific attack on 12 May 2020 in Kabul, Afghanistan, against a Medecins Sans Frontieres maternity clinic, which it understands was working within the Kabul Shia community; notes with sorrow the reported loss of 24 innocent lives, including two babies, 12 mothers, one of whom was a mother giving birth, plus a number of nurses and technicians; recognises that this attack is within the context of a history of violence perpetrated by the Taliban, IS-K and other militant groups against minority groups in Afghanistan, particularly from the Shia community and the Hazara ethnic group; highlights what it sees as the prolific gender-based violence against women and girls in Afghanistan, including killings, beatings, torture and corporal punishment, which Amnesty International has reported as going uninvestigated and unpunished; understands that incidents of such violence are believed by human rights groups to be significantly under-reported; condemns these acts of violence, and affirms international calls for an end to this internal ongoing conflict.

Supported by: Kenneth Gibson*, Bob Doris*, David Torrance*, Rona Mackay*, John Mason*, Richard Lyle*

***S5M-21762 Rachael Hamilton: BT/ITV/STV Partnership, Skills for Tomorrow, Supporting Social Isolation via Technology—**That the Parliament commends the BT/ITV/STV partnership and its Skills for Tomorrow campaign for supporting older and vulnerable people, families, small businesses and jobseekers through providing technology skills and training during the pandemic; recognises the particular importance of this for older and vulnerable people who feel left behind and cut off due to a lack of technological knowledge, and praises the partnership for providing access to a vital service and teaching people the skills they need to stay connected and to help tackle loneliness.

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Motions Gluasadan				

Supported by: Alexander Stewart*, Brian Whittle*, Kenneth Gibson*, Jeremy Balfour*, Claire Baker*, Bill Kidd*, David Torrance*

***S5M-21761 Iain Gray: Equate Scotland, Women in Stem Report**—That the Parliament acknowledges the findings of what it sees as Equate Scotland’s groundbreaking report, *Women in STEM*, which identifies the need for greater action to tackle discrimination faced by women across science, technology, engineering and mathematics (STEM); notes that the report reveals the extent of inequality faced by BME women, disabled women, LGBT women and women with caring responsibilities, which include findings that 60% of respondents had experienced sexism in the workplace or in a place of education, and that one in three women do not feel confident in reporting experiences of exclusion or discrimination to their employers, and supports the report’s call for action to improve workplace practice to tackle all and any inequalities that act as a barrier to women’s participation in STEM.

Supported by: Monica Lennon*, Jackie Baillie*, Rona Mackay*, Elaine Smith*, Anas Sarwar*, Alex Rowley*, Mark McDonald*, Bill Kidd*, David Torrance*

***S5M-21760 Alison Johnstone: Sunday Mail Young Scot Awards Lothian Finalists**—That the Parliament notes that the *Sunday Mail* Young Scot Awards recognise extraordinary young people aged 11 to 26 who improve the lives of people in their community and have shown spirit, dedication and determination; congratulates all the finalists on their achievement and thanks them for the incredible work that they do in their communities; highlights, in particular, the 14 young people and youth organisations from the Lothian region, including Nicole Gray, founder of Musselburgh-based Send A Smile Care Packages, which provides care packages to people with chronic illness, mental health issues and disabilities, the Edinburgh-based founders of the Scottish Youth Climate Strike, who are organisers of climate strikes, including the strike in Edinburgh in September 2019 that attracted over 20,000 people, the Edinburgh members of Intercultural Youth Scotland, which works to support the social inclusion of BME young people, and Rob Scott-Branton of Livingston, founder of Kids Gone Wild, which was established to deliver outdoor learning programmes for more than 700 children who are struggling in the school environment, and wishes them well for the awards night, which will be held in September 2020 at the Edinburgh International Conference Centre.

***S5M-21759 Rachael Hamilton: UK First as All Scottish Borders Pupils Use Technology for Home Education**—That the Parliament commends Scottish Borders Council (SBC) for providing home education to pupils at every secondary school in the region using the latest digital technology to learn during the COVID-19 pandemic; congratulates SBC on being the first local authority in the UK to deliver such a programme to every secondary school student; recognises the success of the Inspire Learning programme with over 96% of young people accessing learning resources; commends the accelerated roll-out of the programme, including the distribution of 6,300 iPads, and praises local teachers, pupils and parents for their home teaching efforts.

Supported by: Alexander Stewart*, Gordon Lindhurst*, Jeremy Balfour*, David Torrance*

Motions and amendments which have attracted additional support

S5M-21758 Clare Adamson: National Lottery Funding for Forgewood Housing Co-operative Limited (lodged on 14 May 2020)

New Support: Sandra White*, Kenneth Gibson*, Stewart Stevenson*, David Torrance*, Willie Coffey*, Bill Kidd*, Fulton MacGregor*

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Motions Gluasadan				

[S5M-21757](#) Clare Adamson: National Lottery Funding for The Miracle Foundation (lodged on 14 May 2020)

New Support: Kenneth Gibson*, Stewart Stevenson*, David Torrance*, Willie Coffey*, Bill Kidd*, Fulton MacGregor*

[S5M-21756](#) Clare Adamson: National Lottery Funding for Lanarkshire Association for Mental Health (lodged on 14 May 2020)

New Support: Kenneth Gibson*, Stewart Stevenson*, David Torrance*, Bill Kidd*, Fulton MacGregor*

[S5M-21755](#) Clare Adamson: National Lottery Funding for Made4U in ML2 (lodged on 14 May 2020)

New Support: Stewart Stevenson*, David Torrance*, Bill Kidd*, Fulton MacGregor*

[S5M-21754](#) Clare Adamson: National Lottery Funding for Craigneuk Lifelong Learning Association (lodged on 14 May 2020)

New Support: Stewart Stevenson*, David Torrance*, Bill Kidd*, Fulton MacGregor*

[S5M-21753](#) Clare Adamson: National Lottery Funding for Best Way Community Development (lodged on 14 May 2020)

New Support: Stewart Stevenson*, David Torrance*, Bill Kidd*, Fulton MacGregor*

[S5M-21752](#) Clare Adamson: National Lottery Funding for Newmains Community Trust (lodged on 14 May 2020)

New Support: Kenneth Gibson*, Sandra White*, Stewart Stevenson*, David Torrance*, Willie Coffey*, Bill Kidd*, Fulton MacGregor*

[S5M-21751](#) Alison Johnstone: Welcoming the Mind to Walk Campaign (lodged on 14 May 2020)

New Support: Alex Cole-Hamilton*, Sandra White*, Jeremy Balfour*, Mark McDonald*, Stewart Stevenson*

[S5M-21750](#) Michelle Ballantyne: Lottie Freeman's Fundraising (lodged on 14 May 2020)

New Support: Jeremy Balfour*, Bill Kidd*

[S5M-21749](#) Michelle Ballantyne: Salvation Army Tranent (lodged on 14 May 2020)

New Support: Jeremy Balfour*, Bill Kidd*

[S5M-21747](#) Ruth Maguire: Kilwinning Great-grandmother, Mary McInnes, Celebrates her 101st Birthday (lodged on 14 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21746](#) Ruth Maguire: For the Love of Scrubs (lodged on 14 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21745](#) Ruth Maguire: Irvine Businessman, Stewart Graham, Helps Community Hubs (lodged on 14 May 2020)

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Motions Gluasadan				

New Support: Fulton MacGregor*

[S5M-21744](#) Ruth Maguire: Irvine Man Completes Kiltwalk for NHS (lodged on 14 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21743](#) Bill Kidd: Women's Peace and Disarmament Appeal and the Impact of COVID-19 (lodged on 14 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21742](#) Gail Ross: Wick-based Company Manufactures Tested and Approved Breathing Apparatus (lodged on 14 May 2020)

New Support: Fulton MacGregor*

[S5M-21741](#) Brian Whittle: Exercise as Effective Treatment of Parkinson's Disease (lodged on 14 May 2020)

New Support: Jackson Carlaw*, Jeremy Balfour*, Alex Rowley*

[S5M-21739](#) Sandra White: 72nd Anniversary of the Nakba (lodged on 13 May 2020)

New Support: Willie Coffey*

[S5M-21734](#) Bruce Crawford: Coorie Creative, Stirling (lodged on 13 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21733](#) Bruce Crawford: Babes in the Wood, Stirling (lodged on 13 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21732](#) Gail Ross: East Sutherland Ladies Making Scrubs for the NHS (lodged on 13 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21731](#) Gail Ross: Historical Photo Books Made Available to Residents of Caithness (lodged on 13 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21730](#) Gail Ross: University of the Highlands and Islands Receives £44,581 of Scottish Government Funding (lodged on 13 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21725](#) John Mason: Humanist Arrest in Nigeria (lodged on 13 May 2020)

New Support: Fulton MacGregor*

[S5M-21717](#) Donald Cameron: Argyll and Bute Finalists in Scottish Education Awards (lodged on 12 May 2020)

New Support: Maurice Corry*

[S5M-21716](#) Richard Lyle: Funding Support for Utheo Ltd (lodged on 12 May 2020)

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Motions Gluasadan				

New Support: Fulton MacGregor*

[S5M-21715](#) Richard Lyle: Lottery Funding for SPAEN (lodged on 12 May 2020)

New Support: Fulton MacGregor*

[S5M-21713](#) Liam Kerr: Arran's 2.6 Challenge (lodged on 11 May 2020)

New Support: Jackson Carlaw*

[S5M-21705](#) Jeremy Balfour: Edinburghlockdowneconomy.com (lodged on 11 May 2020)

New Support: Jackson Carlaw*

[S5M-21702](#) David Torrance: Linktown Supergran, Sheila Clark (lodged on 11 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21701](#) David Torrance: Kirkcaldy High School Awarded LGBT Gold Charter Status (lodged on 11 May 2020)

New Support: Alex Rowley*, Willie Coffey*, Fulton MacGregor*

[S5M-21700](#) Angela Constance: Congratulations to Susan Toner for 25 Years of Service with Dogs Trust West Calder (lodged on 11 May 2020)

New Support: Fulton MacGregor*

[S5M-21699](#) Kenneth Gibson: 150th Anniversary of the Death of David Octavius Hill (lodged on 11 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21698](#) Claudia Beamish: UK-US Trade Deal (lodged on 11 May 2020)

New Support: Alex Rowley*

[S5M-21697](#) Colin Beattie: One Dalkeith Receives £80,000 of Funding (lodged on 11 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21696](#) Colin Beattie: Mayfield and Easthouses Community Council Helps During COVID-19 Outbreak (lodged on 11 May 2020)

New Support: Willie Coffey*, Fulton MacGregor*

[S5M-21692](#) Maureen Watt: Outdoor & Woodland Learning North East Group Receives Lottery Funding (lodged on 11 May 2020)

New Support: Fulton MacGregor*

[S5M-21691](#) Angela Constance: Team Jak Foundation Secures Lottery Funding (lodged on 11 May 2020)

New Support: Fulton MacGregor*

[S5M-21687](#) Sandra White: Mel Milaap and Wing Hong Centres' Support for Older Citizens During Lockdown (lodged on 07 May 2020)

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Motions Gluasadan				

New Support: Willie Coffey*

[S5M-21686](#) **Colin Smyth: Accessible Information on COVID-19** (lodged on 07 May 2020)

New Support: Alex Rowley*

[S5M-21683](#) **Fulton MacGregor: Armed Forces Families** (lodged on 07 May 2020)

New Support: Alex Rowley*, Willie Coffey*

[S5M-21679](#) **Jeremy Balfour: Big Hearts and LOVE Gorgie Farm Working Together During COVID-19 Outbreak** (lodged on 06 May 2020)

New Support: Alex Cole-Hamilton*

[S5M-21674](#) **Clare Adamson: Firefighters' Memorial Day 2020** (lodged on 06 May 2020)

New Support: Alex Cole-Hamilton*, Alex Rowley*, Willie Coffey*

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Questions Ceistean				

Written Questions

Questions in which a member has indicated a declarable interest are marked with an "R".

Written questions lodged on 15 May 2020

S5W-29072 Daniel Johnson: To ask the Scottish Government how many people who have been identified as (a) vulnerable, (b) clinically vulnerable and (c) clinically extremely vulnerable to COVID-19 and should shield from the virus have been issued with a letter informing them of this.

S5W-29073 Daniel Johnson: To ask the Scottish Government how many people who have been identified as (a) vulnerable, (b) clinically vulnerable and (c) clinically extremely vulnerable to COVID-19 and are shielding from the virus have indicated that they do not require assistance with access to food supplies and/or other essentials.

S5W-29074 Daniel Johnson: To ask the Scottish Government what analysis it has carried of the capacity of the dedicated local authority phone lines that have been set up to provide support for people who are vulnerable to COVID-19 and are shielding from the virus with getting access to the food supplies and/or other essentials that they require.

S5W-29075 Ross Greer: To ask the Scottish Government, further to the answer to question S5W-28271 by John Swinney on 20 April 2020, whether it will provide figures for the number of additional support needs (ASN) teachers in each year from 2010 to 2018 using the same category of teacher used in the answer.

S5W-29076 Bruce Crawford: To ask the Scottish Government what discussions it is having with the UK Government regarding the announcement by British Airways to reduce a number of its Scotland-based CityFlyer pilot jobs.

S5W-29077 Neil Findlay: To ask the Scottish Government for what reason the Gartnavel COVID-19 testing centre was closed at a time when concerns were reportedly being raised by care home staff that they were passing on the virus to residents, some of whom subsequently died.

S5W-29078 Neil Findlay: To ask the Scottish Government whether the Cabinet Secretary for Health and Sport was advised of the closure of the Gartnavel COVID-19 testing centre before it happened, and what her position on its closure was.

S5W-29086 Claudia Beamish: To ask the Scottish Government whether it will provide an update on its discussions with local authorities regarding the reopening of recycling centres as a means of addressing issues relating to fly tipping across Scotland, particularly in rural areas and on farmland.

S5W-29087 Rachael Hamilton: To ask the Scottish Government whether, in its next review of lockdown restrictions, it will consider allowing for angling that is local to home and socially distanced.

S5W-29097 Daniel Johnson: To ask the Scottish Government how many people who have been identified as (a) vulnerable, (b) clinically vulnerable and (c) clinically extremely vulnerable to COVID-19 and are shielding from the virus, and who have indicated that require assistance with access to food supplies and/or other essentials, are receiving this support, also broken down by what information it has regarding how this is being provided and by which organisations.

S5W-29098 Daniel Johnson: To ask the Scottish Government how many people who have been identified as (a) vulnerable, (b) clinically vulnerable and (c) clinically extremely vulnerable to COVID-19 and should shield from the virus it estimates require assistance with access to food supplies and/or other essentials.

S5W-29099 Daniel Johnson: To ask the Scottish Government how many primary schools have not been inspected for 10 years or more; what the longest time is that a primary school has waited since its last inspection; how many schools are used to create the virtual comparators for South

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Questions Ceistean				

Morningside Primary School on parentzone, and how many of those have been inspected in each of the last five years.

S5W-29100 David Stewart: To ask the Scottish Government, in light of previously published scientific trials in 1994, 2006 and 2015 stating that negative ion ionisers are effective at reducing cross infectivity, whether it has considered using them as an additional method to protect care workers against COVID-19.

S5W-29101 Claudia Beamish: To ask the Scottish Government which local authorities have used the Spaces for People initiative, and whether it will provide a breakdown of the funding that each has received.

S5W-29102 Donald Cameron: To ask the Scottish Government how many grants from the Newly Self-Employed Hardship Fund have been awarded that are less than the amount applied for, also broken down by where the award was (a) 75%, (b) 50%, (c) 25% and (d) 10% of the value of the amount applied for.

S5W-29103 Donald Cameron: To ask the Scottish Government what percentage of applications to the Pivotal Economic Resilience Fund has been awarded the full amount applied for.

S5W-29104 Donald Cameron: To ask the Scottish Government what percentage of applications to the Pivotal Economic Resilience Fund has been awarded funding that is less than the amount applied for.

S5W-29105 Donald Cameron: To ask the Scottish Government how many grants from the Pivotal Economic Resilience Fund have been awarded that are less than the amount applied for, also broken down by where the award was (a) 75%, (b) 50%, (c) 25% and (d) 10% of the amount applied for.

S5W-29106 Donald Cameron: To ask the Scottish Government what percentage of applications to the Creative, Tourism and Hospitality Enterprises Hardship Fund has been awarded the full amount applied for.

S5W-29107 Donald Cameron: To ask the Scottish Government what percentage of applications to the Creative, Tourism and Hospitality Enterprises Hardship Fund has been awarded funding that is less than the amount applied for.

S5W-29108 Donald Cameron: To ask the Scottish Government how many grants from the Creative, Tourism and Hospitality Enterprises Hardship Fund have been awarded that are less than the amount applied for, also broken down by where the award was (a) 75%, (b) 50%, (c) 25% and (d) 10% of the amount applied for.

S5W-29109 Donald Cameron: To ask the Scottish Government what percentage of applications to the Newly Self-Employed Hardship Fund has been awarded the full amount applied for.

S5W-29110 Donald Cameron: To ask the Scottish Government what percentage of applications to the Newly Self-Employed Hardship Fund has been awarded funding that is less than the amount applied for.

Amendments

New amendments to Bills lodged on 15 May 2020

Coronavirus (Scotland) (No.2) Bill – Stage 2

Schedule 1

Graham Simpson

- 15 In schedule 1, page 6, line 35, after <tenancy> insert <is for the 2019-20 academic year and>

Andy Wightman

- 16 In schedule 1, page 7, line 1, at end insert—

<PART

TENANT HARDSHIP FUND

Tenant hardship fund

- (1) The Scottish Ministers must establish and maintain a fund to be known as the “tenant hardship fund”.
- (2) The Scottish Ministers must use the tenant hardship fund to provide financial support to tenants subject to such tenancies as mentioned in subsection (3) who—
 - (a) are in need of financial assistance due to a reduction in their income during the emergency period, and
 - (b) meet such other eligibility criteria as may be prescribed in regulations.
- (3) The types of tenancies eligible for the tenant hardship fund are—
 - (a) assured tenancies,
 - (b) Scottish secured tenancies,
 - (c) short Scottish secured tenancies,
 - (d) private residential tenancies.
- (4) The Scottish Ministers are to make regulations—
 - (a) making further provision about the establishment, maintenance and administration of the tenant hardship fund,
 - (b) prescribing what financial assistance an individual who is entitled to assistance from the tenant hardship fund is to be given.
- (5) Regulations under this section are subject to the affirmative procedure.
- (6) In sub-paragraph (2), “emergency period” means the period—
 - (a) beginning with the date on which Part 1 comes into force, and
 - (b) ending with the later of—
 - (i) 30 September 2020, and
 - (ii) the date specified by regulations under section 9(3).”.>

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Amendments Atharrachaidhean				

Andy Wightman

17 In schedule 1, page 7, line 1, at end insert—

<PART

RENT FREEZE FOR ASSURED TENANCIES, SCOTTISH SECURE TENANCIES, SHORT SCOTTISH SECURE TENANCIES AND PRIVATE RESIDENTIAL TENANCIES

Rent freeze for assured tenancies

- (1) The Housing (Scotland) Act 1988 is amended by this paragraph.
- (2) In section 24 (increase of rent under assured tenancies)—
 - (a) in subsection (1) at beginning insert “Subject to subsection (1A)”,
 - (b) after subsection (1) insert—

“(1A) The landlord may not serve on the tenant a notice proposing a new rent to take effect for a period starting on the day the Coronavirus (Scotland) (No.2) Act 2020 comes into force and ending two years after that day.”.

Rent freeze for Scottish secure tenancies and short Scottish secure tenancies

- (1) The Housing (Scotland) Act 2001 is amended by this paragraph.
- (2) In section 25 (increase in rent of charges)—
 - (a) in subsection (1) at beginning insert “Subject to subsection (1A)”,
 - (b) after subsection (1) insert—

“(1A) The landlord under a Scottish secure tenancy may not increase the rent or any other charge payable under the tenancy for a period starting on the day the Coronavirus (Scotland) (No.2) Act comes into force and ending two years after that day.”.

Rent freeze for private residential tenancies

- (1) The Private Housing (Tenancies) (Scotland) Act 2016 is amended by this paragraph.
- (2) In section 22 (landlord’s power to increase rent)—
 - (a) in subsection (1) at beginning insert “Subject to subsection (1A)”,
 - (b) after subsection (1) insert—

“(1A) The landlord under a private residential tenancy may not increase the rent payable under the tenancy for a period starting on the day the Coronavirus (Scotland) (No.2) Act 2020 comes into force and ending two years after that day.”.>

Andy Wightman

18 In schedule 1, page 7, line 1, at end insert—

<PART

DISREGARD OF RENT ARREARS ARISING DURING THE EMERGENCY PERIOD

Rent arrears

- (1) Liability for rent arrears accrued during the emergency period by tenants—
 - (a) unable to pay rent during the emergency period,
 - (b) subject to such tenancies as mentioned in subsection (2), and

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(b) meeting such other eligibility criteria as may be prescribed in regulations, is extinguished.

- (2) The tenancies are—
- (a) assured tenancies under section 12 of the Housing (Scotland) Act 1988,
 - (b) Scottish secured tenancies under section 11 of the Housing (Scotland) Act 2001,
 - (c) short Scottish secured tenancies under section 34 of the Housing (Scotland) Act 2001,
 - (d) private residential tenancies under section 1 of the Private Housing (Tenancies) (Scotland) Act 2016
- (3) Regulations under sub-paragraph (1) are subject to the affirmative procedure.
- (4) For the purposes of this paragraph, “emergency period” means the period for which this paragraph is in force.>

Andy Wightman

19 In schedule 1, page 7, line 1, at end insert—

<PART

GROUNDS FOR EVICTION: DISREGARD OF RENT ARREARS ARISING DURING THE EMERGENCY PERIOD

Assured tenancies

3A(1) The Housing (Scotland) Act 1988 is amended by this paragraph.

- (2) In section 18 (orders for possession)—
- (a) after subsection (3A) insert—

“(3B) In considering whether Ground 8 in Part I of Schedule 5 to this Act is established, the First-tier Tribunal must disregard any arrears that arose in respect of any part of the emergency period if at the beginning of the day on which the Tribunal commences proceedings for the recovery of possession of a house let on an assured tenancy the emergency period has expired.”.
 - (b) in subsection (8)—
 - (i) after (3A) insert “, (3B)”,
 - (ii) before paragraph (a) insert—

“(za) “emergency period” means the period for which paragraph 3A of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force.”.

Scottish secured tenancies and short Scottish secure tenancies

3B(1) The Housing (Scotland) Act 2001 is amended by this paragraph.

- (2) In section 16 (powers of court in possession hearings)—
- (a) after subsection (2) insert—

“(2A) In considering whether the landlord has a ground for recovery of possession under paragraph 1 of Schedule 2 to this Act, the court must disregard any arrears that arose in respect of any part of the emergency period if at the beginning of the day on which the court commences proceedings for the recovery of possession the emergency period has expired.”.
 - (b) after subsection (6) insert—

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“(7) For the purposes of this section, “emergency period” means the period for which paragraph 3B of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force.”.

Private residential tenancies

3C(1) The Private Housing (Tenancies) (Scotland) Act 2016 is amended by this paragraph.

(2) In schedule 3 paragraph 12 (rent arrears)—

(a) in sub-paragraph (1) at beginning insert “Subject to sub-paragraph (1A)”,

(b) after sub-paragraph (1) insert—

“(1A) In considering whether the ground named by sub-paragraph (1) applies, the First-tier Tribunal must disregard any arrears that arose in respect of any part of the emergency period if at the beginning of the day on which the Tribunal first considers the application for an eviction order the emergency period has expired.”.

(c) after sub-paragraph (5)(c) insert—

“(d) references to the “emergency period” are to the period for which paragraph 3C of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force.”.>

Andy Wightman

20 In schedule 1, page 7, line 1, at end insert—

<PART

GROUND FOR EVICTION: DISREGARD OF RENT ARREARS ARISING DURING THE EMERGENCY PERIOD WHERE LANDLORD HAS BEEN IN RECEIPT OF LOANS FROM THE SCOTTISH MINISTERS

Assured tenancies

(1) The Housing (Scotland) Act 1988 is amended by this paragraph.

(2) In section 18 (orders for possession)—

(a) after subsection (3A) insert—

“(3B) In considering whether Ground 8 in Part I of Schedule 5 to this Act is established, the First-tier Tribunal must disregard any arrears that arose in respect of any part of the emergency period if—

(a) the tenant’s landlord was in receipt of any loan from the Scottish Ministers, in relation to their role as landlord, to mitigate the effects of the emergency period,

(b) at the beginning of the day on which the Tribunal commences proceedings for the recovery of possession of a house let on an assured tenancy the emergency period has expired.”.

(b) in subsection (8)—

(i) after (3A) insert “, (3B)”,

(ii) before paragraph (a) insert—

“(za) “emergency period” means the period—

(i) beginning with the date on which Part 1 of the Coronavirus (Scotland) (No.2) Act 2020 comes into force, and

(ii) ending with the later of—

(A) 30 September 2020, and

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(B) the date specified by regulations under section 9(3) of that Act.”.

Scottish secured tenancies and short Scottish secure tenancies

- (1) The Housing (Scotland) Act 2001 is amended by this paragraph.
- (2) In section 16 (powers of court in possession hearings)—
 - (a) after subsection (2) insert—

“(2A) In considering whether the landlord has a ground for recovery of possession under paragraph 1 of Schedule 2 to this Act, the court must disregard any arrears that arose in respect of any part of the emergency period if—

 - (a) the landlord was in receipt of any loan from the Scottish Ministers, in relation to their role as landlord, to mitigate the effects of the emergency period,
 - (b) at the beginning of the day on which the court commences proceedings for the recovery of possession the emergency period has expired.”.
 - (b) after subsection (6) insert—

“(7) For the purposes of this section “emergency period” means the period—

 - (i) beginning with the date on which Part 1 of the Coronavirus (Scotland) (No.2) Act 2020 comes into force, and
 - (ii) ending with the later of—
 - (A) 30 September 2020, and
 - (B) the date specified by regulations under section 9(3) of that Act.”.

Private residential tenancies

- (1) The Private Housing (Tenancies) (Scotland) Act 2016 is amended by this paragraph.
- (2) In schedule 3 paragraph 12 (rent arrears)—
 - (a) in sub-paragraph (1) at beginning insert “Subject to sub-paragraph (1A)”,
 - (b) after sub-paragraph (1) insert—

“(1A) In considering whether the ground named by sub-paragraph (1) applies, the First-tier Tribunal must disregard any arrears that arose in respect of any part of the emergency period if—

 - (a) the tenant’s landlord was in receipt of any loan from the Scottish Ministers, in relation to their role as landlord, to mitigate the effects of the emergency period,
 - (b) at the beginning of the day on which the Tribunal first considers the application for an eviction order the emergency period has expired.”.
 - (c) after sub-paragraph (5)(b) insert—

“(c) references to the “emergency period” are to the period—

 - (i) beginning with the date on which Part 1 of the Coronavirus (Scotland) (No.2) Act 2020 comes into force, and
 - (ii) ending with the later of—
 - (A) 30 September 2020, and
 - (B) the date specified by regulations under section 9(3) of that Act.”.>

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Amendments Atharrachaidhean				

Neil Findlay

21 In schedule 1, page 7, line 1, at end insert—

<PART

NATIONAL COLLECTIVE BARGAINING FOR PRIVATE SOCIAL CARE SECTOR

- (1) The Scottish Ministers must, as soon as practicable after the date of Royal Assent, establish a national system of negotiations for the private social care sector.
- (2) The purpose of the national system is to ensure that all workers in the private social care sector benefit from consistent arrangements throughout Scotland in relation to matters of terms and conditions arising from issues relating to coronavirus.
- (3) Without prejudice to the generality of sub-paragraph (2), the matters include death in service payments and other payments relating to the effects of coronavirus.
- (4) For the purposes of this paragraph, the “private social care sector” includes any care service within the meaning given in section 47 of the Public Services Reform (Scotland) Act 2010, except one which is operated by a public or third sector body.>

Pauline McNeill

22 In schedule 1, page 7, line 1, at end insert—

<PART

TENANT RENT SUPPORT FUND

- (1) The Scottish Ministers must establish and maintain a fund to be known as the “tenant rent support fund” to provide support to tenants—
 - (a) who are unable to pay their rent due to a reduced income attributable to the coronavirus, and
 - (b) who are subject to such tenancies as mentioned in subsection (2),
 to pay their rent.
- (2) The types of tenancies eligible for the tenant rent support fund are—
 - (a) assured tenancies,
 - (b) Scottish secured tenancies,
 - (c) short Scottish secured tenancies,
 - (d) private residential tenancies.
- (3) The Scottish Ministers are to make regulations—
 - (a) making further provision about the establishment, maintenance and administration of the tenant rent support fund,
 - (b) prescribing what financial assistance an individual who is entitled to assistance from the tenant rent support fund is to be given and for how long.
- (4) Regulations under this section are subject to the affirmative procedure.
- (5) The Scottish Ministers may consult such persons as they consider appropriate before laying regulations before the Scottish Parliament under subsection (3).”.>

Alison Johnstone

23 In schedule 1, page 7, line 13, at end insert—

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<YOUNG CARER GRANTS SUPPLEMENT

Young carer grants supplement

- (1) The Scottish Ministers must by regulations make provision for the payment of a supplement to a young carer grant paid under the Carer's Assistance (Young Carer Grants) (Scotland) Regulations 2019 (S.S.I 2019/324).
- (2) Regulations must make provision for the supplement to be paid to a person who is eligible (whether decided on the application or following a re-determination or decision about the outcome of an appeal) for a young carer grant having made an application—
 - (a) before the beginning of the emergency period,
 - (b) during the emergency period.
- (3) Regulations under sub-paragraph (1)—
 - (a) must be laid before the Scottish Parliament as soon as practicable after they are made,
 - (b) cease to have effect at the end of the period of 28 days beginning with the day on which they are made unless, during that period, they are approved by resolution of the Scottish Parliament.
- (4) In calculating the period of 28 days in sub-paragraph (3)(b), no account is to be taken of any period during which the Scottish Parliament is—
 - (a) in recess for more than 4 days, or
 - (b) dissolved.
- (5) If regulations cease to have effect as a result of sub-paragraph (3)(b), that does not—
 - (a) affect anything previously done under the regulations,
 - (b) prevent the making of new regulations.
- (6) For the purpose of this paragraph, “emergency period” means the period for which this paragraph is in force.>

Monica Lennon

24 In schedule 1, page 7, line 13, at end insert—

<PART

SOCIAL CARE STAFF SUPPORT FUND

- (1) The Scottish Ministers must, as soon as practicable after Royal Assent, establish and maintain a fund to be known as the “social care staff support fund”.
- (2) The Scottish Ministers must use the fund to provide financial assistance to workers in the social care sector—
 - (a) whose ability to work is restricted, for a reason relating to coronavirus (such as, but not limited to, inability to work in multiple or linked workplaces), and
 - (b) as a result of that restriction, whose income is reduced or who are otherwise experiencing financial hardship during the period when Part 1 is in force.
- (3) The Scottish Ministers must by regulations make further provision about the establishment, maintenance and administration of the fund.
- (4) Regulations under sub-paragraph (3)—
 - (a) must be laid before the Scottish Parliament as soon as practicable after they are made,

- (b) cease to have effect at the end of the period of 28 days beginning with the day on which they are made unless, during that period, they are approved by resolution of the Scottish Parliament.
- (5) In calculating the period of 28 days in sub-paragraph (4)(b), no account is to be taken of any period during which the Scottish Parliament is—
 - (a) in recess for more than 4 days, or
 - (b) dissolved.
- (6) If regulations cease to have effect as a result of sub-paragraph (4)(b), that does not—
 - (a) affect anything previously done under the regulations,
 - (b) prevent the making of new regulations.
- (7) In sub-paragraph (2), the “social care sector” includes any care service within the meaning given in section 47 of the Public Services Reform (Scotland) Act 2010.>

Alison Johnstone

25 In schedule 1, page 7, line 13, at end insert—

<PART

PHARMACY SERVICES: EXTENSION OF MINOR AILMENT SERVICE

- (1) The Scottish Ministers must, as soon as reasonably practicable after Royal Assent, make provision to extend eligibility criteria for the minor ailment service (as described in NHS Circular PCA (P)(2016) 12, issued on 20 July 2016) during the period before Part 1 expires by virtue of section 9(1).
- (2) Provision made under sub-paragraph (1) must provide for community pharmacy contractors to be able to—
 - (a) offer minor ailment service consultations to any person seeking information or advice about oral contraceptives or other forms of self-administered contraceptives, and
 - (b) prescribe and provide to any such person, free of charge, oral contraceptives or other forms of self-administered contraceptives.>

Michael Russell

26 In schedule 1, page 10, line 22, at end insert—

<PART

CARE HOMES: EMERGENCY INTERVENTION ORDERS

- (1) The Public Services Reform (Scotland) Act 2010 applies in accordance with the modification in this paragraph.
- (2) The Act has effect as if after section 65 there were inserted—

“65A Care homes: emergency intervention orders

- (1) The Scottish Ministers may apply to the sheriff for an emergency intervention order in respect of a care home service provided at accommodation specified in the application.
- (2) An emergency intervention order is an order which—
 - (a) authorises the Scottish Ministers to nominate a person to act as a nominated officer,
 - (b) authorises the nominated officer to—

- (i) enter and occupy the accommodation specified in the order (“the accommodation”),
 - (ii) direct and control the provision of the care home service at the accommodation, and
 - (iii) do anything that the officer considers necessary to ensure that the services are provided to an appropriate standard, and
- (b) requires the person who is (or, immediately prior to the granting of an order under section 65, was) registered under this chapter as the provider of a care home service at the accommodation (“the affected provider”) to comply with any direction given by the officer in relation to the provision of care home services at the accommodation,
- for such period of up to 12 months as may be specified in the order.
- (3) An emergency intervention order has no effect on the rights or obligations of persons receiving care home services at the accommodation.
 - (4) The Scottish Ministers may, where satisfied that it is essential do so, exercise the powers that would be available under an emergency intervention order prior to making an application to the sheriff.
 - (5) But, where the Scottish Ministers exercise powers under subsection (4) they must make an application as soon as practicable.
 - (6) The sheriff must make an emergency intervention order if it appears to the sheriff that, unless the order is made, for a reason relating to coronavirus there will be a serious risk to the life, health or wellbeing of persons at the accommodation.
 - (7) The sheriff may include such incidental provision in an emergency intervention order as the sheriff thinks fit (for example, prohibiting the sale of the accommodation or the disposal of any assets used in the provision of care services at the accommodation).
 - (8) As soon as practicable after the Scottish Ministers has made an application under subsection (1), it must notify the appropriate authorities.
 - (9) Where a sheriff makes an emergency intervention order, the Scottish Ministers must as soon as reasonably practicable give a copy of it to—
 - (a) the affected provider, and
 - (b) the appropriate authorities.
 - (10) The sheriff may determine an application under subsection (1) in the absence of the affected provider.
 - (11) An emergency intervention order under this section has effect from—
 - (a) the time at which it is made, or
 - (b) such other time as the sheriff considers appropriate.
 - (12) The sheriff may, on the application of the Scottish Ministers or the affected provider—
 - (a) vary an emergency intervention order,
 - (b) extend its duration for a further period of up to 6 months,
 - (c) revoke it (either immediately or on such date as the sheriff may specify).
 - (13) For the purpose of this section—
 - (a) the appropriate authorities are—

- (i) the local authority and the health board within whose area the care home service is provided,
- (ii) Healthcare Improvement Scotland,
- (b) “coronavirus” has the meaning given by section 1 of the Coronavirus (Scotland) Act 2020,
- (c) “nominated officer” means an individual appointed by the Scottish Ministers who they consider suitable to perform the functions conferred under an emergency intervention order.

65B Care homes: appeals against emergency intervention orders

- (1) An appeal may be made to the Sheriff Appeal Court against the making of an emergency intervention order under section 65A within the period of 14 days beginning with the day on which the order is made.
- (2) On an appeal, the Sheriff Appeal Court may—
 - (a) confirm the emergency intervention order,
 - (b) revoke the order,
 - (c) modify the order,
 - (d) make such other order as the court thinks fit.
- (3) The decision of the Sheriff Appeal Court on an appeal under this section is final.
- (4) An emergency intervention order has effect notwithstanding the making of an appeal in relation to the order.

65C Further provision in relation to emergency intervention orders

- (1) The Scottish Ministers may by regulations make further provision in connection with emergency intervention orders under section 65A.
- (2) Regulations under this paragraph—
 - (a) must be must be laid before the Scottish Parliament as soon as practicable after they are made, and
 - (b) cease to have effect at the end of the period of 28 days beginning with the day on which they are made unless, during that period, they are approved by resolution of the Scottish Parliament.
- (3) In calculating the period of 28 days, no account is to be taken of any time during which the Scottish Parliament is dissolved or in recess for more than 4 days.
- (4) If regulations cease to have effect as a result of sub-paragraph (2)(b), that does not—
 - (a) affect anything previously done under the regulations,
 - (b) prevent the making of new regulations.”.>

Michael Russell

27 In schedule 1, page 10, line 22, at end insert—

<PART

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POWERS OF LOCAL AUTHORITIES AND HEALTH BODIES IN RELATION TO CERTAIN CARE SERVICES

Power of local authority to purchase distressed care home or care at home service provider

- 13 (1) A local authority may acquire (by agreement)—
- a relevant provider of care home services,
 - a relevant provider of care at home services, or
 - any asset or liability of a provider mentioned in paragraph (a) or (b),
- in the circumstances described in paragraph 15.
- (2) This paragraph is without prejudice to sections 69 and 70 of the Local Government (Scotland) Act 1973 (subsidiary powers and acquisition of land by agreement).

Power of health body to purchase distressed care home service provider

- 14 (1) A health body may, on behalf of the Scottish Ministers, acquire (by agreement)—
- a relevant provider of care home services, or
 - any asset or liability of such a provider,
- in the circumstances described in paragraph 15.
- (2) A health body must comply with a direction given by the Scottish Ministers in relation to the functions conferred on it under this paragraph.
- (3) The power under sub-paragraph (2) to give a direction includes the power to vary or revoke an earlier direction under that sub-paragraph.
- (4) A direction given under this paragraph must—
- be in writing, and
 - be published in such manner as the Scottish Ministers consider appropriate.
- (5) This paragraph is without prejudice to section 79 of the National Health Service (Scotland) Act 1978 (purchase of land and moveable property).

Circumstances in which powers under this Part may be exercised

- 15 (1) This paragraph describes the circumstances in which the powers conferred by paragraph 13 or 14 may be exercised in relation to a relevant provider of care home services or care at home services (“the provider”).
- (2) The circumstances are that, for a reason relating to coronavirus—
- the provider is in serious financial difficulty,
 - the local authority or, as the case may be, the health body is satisfied that there is a threat to the life, health or wellbeing of the persons receiving the services, or
 - the provider has recently ceased to provide the services.
- (3) For the purposes of sub-paragraph (2)(a), a provider is to be regarded as being in serious financial difficulty if it notifies SCSWIS of an insolvency event under regulation 6A, 6B or 6C of the Social Care and Social Work Improvement Scotland (Requirements for Care Services) Regulations 2011 (S.S.I 2011/210).
- (4) As soon as practicable after receiving notification of such an insolvency event, SCSWIS is to inform—

- (a) any local authority and Health Board in whose areas the services are being provided,
 - (b) the Common Services Agency, and
 - (c) Healthcare Improvement Scotland,
- that such notification has been received.
- (5) For the purposes of being satisfied as to the threat described in sub-paragraph (2)(b)—
- (a) in a case where the proposed acquisition is by a local authority, it must consult—
 - (i) SCSWIS,
 - (ii) any other local authority in whose area the services are being provided,
 - (iii) any Health Board in whose area the services are being provided,
 - (iv) the Common Services Agency,
 - (v) Healthcare Improvement Scotland,
 - (vi) such other persons or bodies as it considers appropriate (if any),
 - (b) in a case where the proposed acquisition is by a health body, it must consult—
 - (i) SCSWIS,
 - (ii) any local authority in whose area the services are being provided,
 - (iii) any Health Board in whose area the services are being provided,
 - (iv) the Common Services Agency,
 - (v) Healthcare Improvement Scotland,
 - (vi) such other persons or bodies as it considers appropriate (if any).

Interpretation

16 In this Part—

“asset” includes any right or interest in land or moveable property,

“care home service” has the meaning given in paragraph 2 of schedule 12 of the Public Services Reform (Scotland) Act 2010,

“care at home service” means the provision of—

- (a) domiciliary services (within the meaning of section 94 of the Social Work (Scotland) Act 1968), or
- (b) a support service consisting wholly or mainly of providing personal care in the home of the person receiving the care,

“Health Board” means a Health Board constituted under section 2(1)(a) of the National Health Service (Scotland) Act 1978, and “area”, in relation to a Health Board, means the area for which the Board is constituted,

“health body” means a Health Board, the Common Services Agency or Healthcare Improvement Scotland,

“personal care” has the meaning given in paragraph 20 of schedule 12 of the Public Services Reform (Scotland) Act 2010,

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“relevant provider of care home services” means a person or body providing care home services other than a local authority or a health body,

“relevant provider of care at home services” means a person or body providing care at home services other than a local authority or a health body,

“SCSWIS” means Social Care and Social Work Improvement Scotland,

“support service” has the meaning given in paragraph 1 of schedule 12 of the Public Services Reform (Scotland) Act 2010.>

Colin Smyth

28 In schedule 1, page 10, line 22, at end insert—

<PART

DUTY TO MAKE REGULATIONS PREVENTING NON-ESSENTIAL WORK

Prevention of non-essential work

- (1) The Scottish Ministers must make regulations under schedule 19 paragraph 1(1) of the Coronavirus Act 2020 (which confers power on the Scottish Ministers to make health protection regulations) to prevent persons from undertaking or being compelled to undertake any work that does not fall within the definition of essential work.
- (2) The first regulations made in pursuance of subsection (1) must define “essential work”.
- (3) The first regulations made in pursuance of subsection (1) must come into force no later than 28 days after Royal Assent.>

Colin Smyth

29 In schedule 1, page 10, line 22, at end insert—

<PART

DUTY TO MAKE REGULATIONS IMPOSING RESTRICTIONS AND REQUIREMENTS ON RE-OPENING BUSINESSES

Restrictions and requirements on re-opening businesses

- (1) No businesses listed in schedule 1 of the Health Protection (Coronavirus) (Restrictions) (Scotland) Regulations 2020 (SSI 2020/103) which were closed under those regulations or any other businesses closed during the emergency period may re-open in the course of the emergency period before the Scottish Ministers make regulations under schedule 19 to the Coronavirus Act 2020 (which confers power on the Scottish Ministers to make health protection regulations) to impose restrictions and requirements on the those businesses to protect public health.
- (2) The first regulations made in pursuance of sub-paragraph (1) must come into force before any business closed in accordance with Health Protection (Coronavirus) (Restrictions) (Scotland) Regulations 2020 (SSI 2020/103) may re-open.
- (3) Regulations made in pursuance of sub-paragraph (1) are also to apply to businesses who have remained open during the course of the emergency period.
- (4) In sub-paragraph (1) “emergency period” means the period—
 - (a) beginning with the date on which Part 1 comes into force, and
 - (b) ending with the later of—
 - (i) 30 September 2020, and

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- (ii) the date specified by regulations under section 9(3).”.>

Monica Lennon

30 In schedule 1, page 10, line 22, at end inset—

<PART

DUTIES OF THE CARE INSPECTORATE

Care Inspectorate: care home inspections

12A(1) The Public Services Reform (Scotland) Act 2010 applies in accordance with the modifications in this paragraph.

- (2) The Act has effect as if after section 53 (inspection) there were inserted—

“53A Care Inspectorate: inspections of care homes

- (1) The Care Inspectorate must, for the duration of the emergency period lay a report before the Parliament every two weeks, beginning with the day on which this section comes into force, setting out—
- (a) the care homes inspected during those two weeks, and
 - (b) the findings of those inspections.
- (2) “emergency period” means the period for which paragraph 12A of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force.”.>

Monica Lennon

31 In schedule 1, page 10, line 22, at end insert—

<PART

SOCIAL CARE AND SOCIAL WORK IMPROVEMENT SCOTLAND: DUTY TO ENSURE MANAGEMENT IN PLACE FOR CARE HOME SERVICES DURING THE EMERGENCY PERIOD

Management of care home services during the emergency period

12B(1) The Public Services Reform (Scotland) Act 2010 applies in accordance with the modifications in this paragraph.

- (2) The Act has effect as if after section 57 there were inserted—

Duties of SCSWIS in relation to the management of care home services

“57A Duties of SCSWIS in relation to the management of care home services

- (1) During the emergency period SCSWIS must impose temporary management on a care home service where the condition in subsection (2) applies.
- (2) The condition is that the management of the care home service is unable to perform its functions by a reason attributable to the coronavirus.
- (3) In this section—
 - (a) “coronavirus” has the meaning given by section 1 of the Coronavirus (Scotland) Act 2020,

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- (b) “emergency period” means the period for which paragraph 12B of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force”.>

Neil Findlay

32 In schedule 1, page 10, line 22, at end insert—

<PART

TRADE UNION HEALTH AND SAFETY FUND

- (1) The Scottish Ministers must establish and maintain a fund to be known as the “trade union health and safety fund”.
- (2) The Scottish Ministers must use the trade union health and safety fund to establish and support a sustainable network of trade union health and safety representatives.
- (3) The purpose of the network in sub-paragraph (2) is, for the period until Part 1 expires by virtue of section 9(1), to conduct inspections of workplaces to ensure their safety in regard to issues relating to coronavirus.
- (4) The Scottish Ministers must by regulations make further provision about the establishment, maintenance and administration of the trade union health and safety fund.
- (5) Regulations under sub-paragraph (4)—
 - (a) must be laid before the Scottish Parliament as soon as practicable after they are made,
 - (b) cease to have effect at the end of the period of 28 days beginning with the day on which they are made unless, during that period, they are approved by resolution of the Scottish Parliament.
- (6) In calculating the period of 28 days in sub-paragraph (5)(b), no account is to be taken of any period during which the Scottish Parliament is—
 - (a) in recess for more than 4 days, or
 - (b) dissolved.
- (7) If regulations cease to have effect as a result of sub-paragraph (5)(b), that does not—
 - (a) affect anything previously done under the regulations,
 - (b) prevent the making of new regulations.>

Jackie Baillie

33 In schedule 1, page 10, line 22, at end insert—

<PART

SOCIAL CARE AND SOCIAL WORK IMPROVEMENT SCOTLAND: REPORTING ON CORONAVIRUS DEATHS IN CARE HOMES

Reporting on coronavirus deaths in care homes

- 12C(1) The Public Services Reform (Scotland) Act 2010 applies in accordance with the modifications in this paragraph.
- (2) The Act has effect as if after section 79 there were inserted—
- “79A Reporting on coronavirus deaths in care homes**

- (1) Any person who provides a care home service must, for the duration of the emergency period, make a report to SCSWIS every day, beginning with the day on which this section comes into force, on—
 - (a) the number of deaths of residents in the care home from coronavirus,
 - (b) the number of deaths of residents in the care home suspected to be attributable to coronavirus,
 - (c) the total number of deaths in the care home irrespective of whether or not they are attributable to coronavirus.
- (2) As soon as practicable and in any event no later than 7 days after receiving that information from all persons providing care home services, SCSWIS must make a report to the Scottish Ministers on—
 - (a) the total number of deaths in care homes in Scotland from coronavirus,
 - (b) the total number of deaths of residents in care homes in Scotland suspected to be attributable to coronavirus,
 - (c) the total number of deaths in care homes in Scotland irrespective of whether or not they are attributable to coronavirus.
- (3) The Scottish Ministers must lay the report from SCSWIS under subsection (2) before the Scottish Parliament as soon as practicable and in any event no later than 7 days after they have received it.
- (4) In this section—
 - (a) “coronavirus” has the meaning given by section 1 of the Coronavirus (Scotland) Act 2020,
 - (b) “emergency period” means the period for which paragraph 12C of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force”.>

Jackie Baillie

34 In schedule 1, page 10, line 22, at end insert—

<PART

SOCIAL CARE AND SOCIAL WORK IMPROVEMENT SCOTLAND: CONDITIONS ON CARE HOME SERVICE PROVIDERS DURING THE EMERGENCY PERIOD

Conditions on care home service providers during the emergency period

12D(1) The Public Services Reform (Scotland) Act 2010 applies in accordance with the modifications in this paragraph.

(2) The Act has effect as if after section 67 there were inserted—

“67A Conditions notices on care home service providers during the emergency period

- (1) Subsection (2) applies—
 - (a) to a person providing care home services registered under this Chapter as a condition of registration,
 - (b) during the emergency period.
- (2) SCSWIS must give notice to the person providing the care home service specifying that the conditions mentioned in subsection (3) are conditions of registration.

- (3) The conditions are that the person providing the care home service must report to SCSWIS—
 - (a) all deaths of care home residents where the resident has been diagnosed as having coronavirus or suspected of having coronavirus,
 - (b) on the quality, availability and use of personal protective equipment,
 - (c) each week on how many staff working in the care home—
 - (i) have been tested for coronavirus,
 - (ii) have tested positive for coronavirus,
 - (c) each week on how many residents of the care home—
 - (i) have been tested for coronavirus,
 - (ii) have tested positive for coronavirus.
- (4) The conditions under this section take effect immediately on receipt of the notice under subsection (2).
- (5) Sections 69 and 70 do not apply to a condition notice under this section.
- (6) In this section—
 - (a) “coronavirus” has the meaning given by section 1 of the Coronavirus (Scotland) Act 2020,
 - (b) “emergency period” means the period for which paragraph 12D of schedule 1 of the Coronavirus (Scotland) (No.2) Act 2020 is in force”.>

Alison Johnstone

35 In schedule 1, page 10, line 22, at end insert—

<PART

SCOTTISH WELFARE FUND

Scottish welfare fund: monitoring of applications

- (1) The Welfare Funds (Scotland) Act 2015 applies in accordance with the modifications in this paragraph.
- (2) Section 2 (use of welfare funds: assistance for short term need and community care) has effect as if after subsection (1) there were inserted—

“(1A) The Scottish Ministers must—

 - (a) request information from local authorities to enable them to monitor the level of applications for, and payments of, assistance provided by local authorities from their welfare funds established under this Act during the emergency period, and
 - (b) in light of the information proved under paragraph (a) above, consider whether additional funding should be provided to local authorities to support the demand for assistance for their welfare funds.

(1B) In this paragraph, “emergency period” means the period—

 - (a) beginning with the date on which Part 1 comes into force, and
 - (b) ending with the later of—
 - (i) 30 September 2020, and
 - (ii) the date specified by regulations under section 9(3).”>.

Adam Tomkins

36 In schedule 1, page 10, line 22, at end insert—

<PART

MARRIAGE AND CIVIL PARTNERSHIP

Marriage and civil partnership

- (1) The Scottish Ministers must, in conjunction with the Registrar General of Births, Deaths and Marriages for Scotland, take such steps they consider to be necessary to ensure that the solemnisation of marriages and civil partnerships continues to be available in Scotland during the emergency period.
- (2) Steps taken under sub-paragraph (1) must ensure that the ability of persons to exercise rights under article 12 (right to marry) of the European Convention on Human Rights is not disproportionately interfered with for reasons relating to coronavirus.
- (3) The Scottish Ministers must, in respect of each reporting period, prepare a report on—
 - (a) the steps taken by them under sub-paragraph (1), and
 - (b) the number of marriages and civil partnerships solemnised in Scotland during the reporting period.
- (4) The Scottish Ministers must lay each report under sub-paragraph (3) before the Scottish Parliament no late than 14 days after the expiry of a reporting period.
- (5) In this paragraph—

“emergency period” means the period for which Part 1 is in force,

“reporting period” has the meaning given by section 12(4).>

Gordon Lindhurst

37 In schedule 1, page 10, line 22, at end insert—

<PART

MARRIAGE CEREMONIES

- (1) The Health Protection (Coronavirus) (Restrictions) (Scotland) Regulations 2020 (S.S.I. 2020/103) are amended by this paragraph.
- (2) In regulation 4(7), after paragraph (a) insert—

“(aa) for marriage ceremonies,”.>

Neil Findlay

38 In schedule 1, page 10, line 22, at end insert—

<PART

CONCESSIONARY TRAVEL

- (1) The Scottish Ministers must, as soon as practicable after the date of Royal Assent, establish a scheme to make provision for any person mentioned in sub-paragraph (2) to be entitled to travel on bus services within Scotland free of charge during the period until Part 1 expires by virtue of section 9(1).
- (2) The persons are any person who is unemployed and seeking work and—
 - (a) who is, or who is a member of a couple and the other member of the couple is, in receipt of—

- (i) income support,
 - (ii) an income-based jobseeker's allowance under the Jobseekers Act 1995,
 - (iii) an income-related employment and support allowance under Part 1 of the Welfare Reform Act 2007,
 - (iv) child tax credit and working tax credit under Part 1 of the Tax Credits Act 2002 and the income calculated for the purpose of awarding those tax credits does not exceed £6,900,
 - (v) child tax credit under Part 1 of the Tax Credits Act 2002 and the income calculated for the purpose of awarding those tax credits does not exceed £16.105,
 - (vi) support provided under Part 6 of the Immigration and Asylum Act 1999.
- (b) who is in receipt of universal credit under Part 1 of the Welfare Reform Act 2012—
- (i) as a single person, where the single person has earned income not exceeding £610, or
 - (ii) as a member of a couple, where the couple have a combined earned income not exceeding £610,
- in the assessment period immediately preceding the date of Royal Assent or in any assessment period during the period in which Part 1 is in force by virtue of section 9(1),
- (c) who is in receipt of a carer's allowance under section 70 of the Social Security Contributions and Benefits Act 1992.

(3) In sub-paragraph (2)—

“assessment period” means the assessment period for the purposes of universal credit as specified in regulation 21 of the Universal Credit Regulations 2013 (S.I. 2013/376),

“couple” has the meaning given in section 39 of the Welfare Reform Act 2012,

“earned income” means the person's earned income within the meaning of Chapter 2 of Part 6 of the Universal Credit Regulations 2013 (S.I. 2013/376),

“single person” has the meaning given in section 1(2)(a) of the Welfare Reform Act 2012.”.>

Murdo Fraser

39 In schedule 1, page 10, line 22, at end insert—

<PART

SALE OF ALCOHOL

Sale of alcohol by retailers

- (1) The Licensing (Scotland) Act 2005 applies in accordance with the modification in this paragraph.
- (2) In accordance with section 27(2) (conditions of premises licence), Schedule 3 (premises licences: mandatory conditions) is modified during the emergency period so that it has effect as if there were inserted after paragraph 1—
 - “(1A) Operating plans referred to in paragraph (1) in which retail alcohol sales are restricted to certain times of the day in compliance with section 20(4) (application for premises licence) may be varied without further approval during the emergency period to permit the sale of alcohol from 8am Monday to Sunday.
 - (1B) In this paragraph, “emergency period” means the period—
 - (a) beginning with the date on which Part 1 comes into force, and

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- (b) ending with the later of—
 - (i) 30 September 2020, and
 - (ii) the date specified by regulations under section 9(3).”.>

Schedule 4

Liam McArthur

40 In schedule 4, page 22, line 6, leave out <27> and insert <36>

Alex Cole-Hamilton

41 In schedule 4, page 22, line 34, at end insert—

<Relief to be provided to small business tenants

- (1) The Scottish Ministers must establish a scheme to provide financial assistance during the financial year 2020-21 to a person, business or organisation in sub-paragraph (2).
- (2) The person, business or organisation is one—
 - (a) that, were it liable to an amount payable as non-domestic rate, would be eligible to receive support provided by the Scottish Ministers as a result of coronavirus to businesses liable to pay a non-domestic rate in respect of lands and heritages—
 - (i) where the combined rateable value of all business premises being £35,000 or less and the rateable value of individual premises is £18,000 or less, or
 - (ii) where the rateable value is greater than £18,000 and no more than £51,000, and
 - (b) which is not liable for a non-domestic rate by virtue of paying a service charge or other payment for business accommodation to the owner of a premise liable for a non-domestic rate.
- (3) The scheme established under this paragraph must provide financial assistance equivalent to the support that the person, organisation or business would have been eligible to receive were it as described in sub-paragraph (2)(a).>

Graham Simpson

42 In schedule 4, page 22, line 34, at end insert—

<PART

HOLIDAY LETS

- (1) The Private Housing (Tenancies) (Scotland) Act 2016 applies in accordance with the modification in sub-paragraph (2).
- (2) Schedule 1 has effect as if paragraph 6 is repealed.
- (3) The Scottish Ministers must by regulations make such further modifications to the Private Housing (Tenancies) (Scotland) Act 2016 as they consider necessary or expedient for the purpose of ensuring the effective operation of the modification in sub-paragraph (2).
- (4) Without prejudice to the generality of sub-paragraph (3), further modifications to ensure the effective operation of the modification in sub-paragraph (2) include in particular modifications to ensure—

- (a) that a holiday let can be made available as a private residential tenancy for a fixed renewable period of two months,
- (b) that the landlord or the tenant may at any time give 28 days' notice of intention to end the tenancy.
- (5) Regulations under sub-paragraph (3)—
 - (a) must be laid before the Scottish Parliament as soon as practicable after they are made,
 - (b) cease to have effect at the end of the period of 28 days beginning with the day on which they are made unless, during that period, they are approved by resolution of the Scottish Parliament.
- (6) In calculating the period of 28 days in sub-paragraph (5)(b), no account is to be taken of any period during which the Scottish Parliament is—
 - (a) in recess for more than 4 days, or
 - (b) dissolved.
- (7) If regulations cease to have effect as a result of sub-paragraph (5)(b), that does not—
 - (a) affect anything previously done under the regulations,
 - (b) prevent the making of new regulations.>

Mark Ruskell

43 In schedule 4, page 22, line 34, at end insert—

<PART

TRAFFIC REGULATION

- (1) The Road Traffic Regulation Act 1984 applies in accordance with the modifications in sub-paragraph (2).
- (2) Section 15 has effect as if—
 - (a) in subsection (1)(a) for “six months” substitute “twenty-four months”,
 - (b) in subsection (1)(b) for “eighteen months” substitute “twenty-four months”,
 - (c) in subsection (2) for “eighteen months” substitute “twenty-four months”,
 - (d) in subsection (3) for “eighteen months” substitute “twenty-four months”,
 - (e) in subsection (5) for “six months” substitute “twenty-four months”.
- (3) The Roads (Scotland) Act 1984 applies in accordance with the modifications in sub-paragraph (4).
- (4) Section 152 has effect as if—
 - (a) in subsection (3A) for “18 months” substitute “24 months”,
 - (b) in subsection (3B) for “18 months” substitute “24 months”,
 - (c) in subsection (3C) for “18 months” substitute “24 months”.>

Mark Ruskell

44 In schedule 4, page 22, line 34, at end insert—

<PART

LOW EMISSION ZONES

- (1) This paragraph applies in relation to low emission zones in Part 2 of the Transport (Scotland) Act 2019.
- (2) The Scottish Ministers must lay a report before the Parliament on progress towards establishing low emission zones by 4 December 2020.
- (3) A report under subsection (2) must include information on:
 - (a) how progress has been impeded by coronavirus,
 - (b) how account has been taken of the impact low emission zones would have on the public health response to coronavirus.>

Neil Findlay

45 In schedule 4, page 22, line 34, at end insert—

<PART

FREEDOM OF INFORMATION

- (1) The Scottish Ministers must lay reports before the Parliament in accordance with this paragraph on their responses to requests for information under the Freedom of Information (Scotland) Act 2002 during the period that Part 2 of Schedule 6 of the Coronavirus (Scotland) Act 2020 is in force.
- (2) A report under sub-paragraph (1) must contain information on—
 - (a) backlogs in responding to requests,
 - (b) how many requests have been responded to,
 - (c) what was provided in response to requests,
 - (d) cases which were partially refused,
 - (e) the number of requests subject to an internal review,
 - (f) backlogs in the internal review process,
 - (g) appeals made to the Scottish Information Commissioner in respect of requests.
- (3) A report under sub-paragraph (1) should be laid before the Parliament at the end of each reporting period.
- (4) A “reporting period” under sub-paragraph (3) is each successive period of 2 months that ends during the period before Part 1 expires by virtue of section 9(1).
- (5) The Scottish Ministers must lay a report under this paragraph before the Scottish Parliament no later than 14 days after the expiry of a reporting period.>

Graham Simpson

46 In schedule 4, page 22, line 34, at end insert—

<PART

COUNCIL TAX: EXEMPT DWELLINGS

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- (1) The Council Tax (Exempt Dwellings) (Scotland) Order 1997 (S.I. 1997/728) applies in accordance with the modification in this paragraph.
- (2) Schedule 1 has effect as if after paragraph 4 there were inserted—
“4A. A dwelling available for rent which is not occupied.”.>

Graham Simpson

47 In schedule 4, page 22, line 34, at end insert—

<PART

COUNCIL TAX: EXEMPT DWELLINGS

- (1) The Council Tax (Exempt Dwellings) (Scotland) Order 1997 (S.I. 1997/728) applies in accordance with the modification in this paragraph.
- (2) Schedule 1 has effect as if after paragraph 12 there were inserted—
“12A. A dwelling which would have fallen under paragraphs 10, 11 or 12 of this schedule that has become unoccupied for a reason relating to coronavirus.”.>

Neil Findlay

48 In schedule 4, page 22, line 34, at end insert—

<PART

FREEDOM OF INFORMATION

Modification of Coronavirus (Scotland) Act 2020

- (1) Part 2 of schedule 6 of the Coronavirus (Scotland) Act 2020 (freedom of information) is amended by this paragraph.
- (2) In paragraph 6(2), after subparagraph (a) insert—
“(aa) due to the authority operating under requirements of Part 2 of this schedule that were subsequently repealed before the end of the period during which Part 1 of this Act is in force.”.
- (3) After paragraph 6(2), insert—
“(2A) In considering whether the failure was reasonable in all the circumstances, the Commissioner must regard the public interest test as the primary consideration.”.>

Alex Cole-Hamilton

49 In schedule 4, page 22, line 34, at end insert—

<PART

CONTROL OF OBSTRUCTIONS IN ROADS

- (1) The Roads (Scotland) Act 1984 applies in accordance with the modification in this paragraph.
- (2) Section 59 (control of obstructions in roads) has effect as if—
(a) after subsection (2) there were inserted—

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“(2A) A person does not commit an offence under subsection (1) if—

- (a) the obstruction is caused by a person who operates a hospitality business placing tables and chairs outside the business premise where to do so is considered reasonable in the circumstances to carry on the business while ensuring that a distance of two metres is maintained between any persons on the premises (except between two members of the same household, or a carer and the person assisted by the carer),
- (b) the person’s actions are in accordance with the conditions attached to the relevant roads authority’s consent,
- (c) the person does not obstruct accessibility for disabled persons and persons who have limited mobility.”.

(b) after subsection (6) there were inserted—

“(7) In subsection (2A), “coronavirus” has the meaning given by section 1 of the Coronavirus (Scotland) Act 2020.”.>

Monica Lennon

50 In schedule 4, page 22, line 34, at end insert—

<PART

NATIONAL SOCIAL CARE OFFICER

- (1) The Scottish Ministers must, as soon as practicable after the date of Royal Assent, appoint a person as national social care officer.
- (2) A person is eligible for appointment as national social care officer if the person has training, qualifications and experience suitable to allow the person to fulfil the function specified in sub-paragraph (3).
- (3) The function of the national social care officer is to provide advice to the Scottish Ministers on issues relating to coronavirus in respect of the social care sector in Scotland.
- (4) In sub-paragraph (3), the “social care sector” includes any care service within the meaning given in section 47 of the Public Services Reform (Scotland) Act 2010.>

Section 6

Mark Griffin

51 In section 6, page 2, line 8, after <regard> insert <—

- (a) to the importance of communicating in an inclusive way,
- (b)>

Pauline McNeill

52 In section 6, page 2, line 9, at end insert—

- <(2) In exercising the duty conferred on the Scottish Ministers by subsection (1), the Scottish Ministers must request information from the Police Service of Scotland on incidences of domestic violence received—
 - (a) by the Police Service of Scotland,
 - (b) by the Police Service of Scotland from third parties,
for the purpose of measuring the extent of domestic violence incidences.>

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After section 6

Patrick Harvie

53 After section 6, insert—

<Business support: exclusion of companies etc. based in tax haven

- (1) In exercising, for the purpose of mitigating the effect on business of coronavirus, any function the Scottish Ministers may not provide financial support to a company or other entity that is incorporated or otherwise established in a tax haven.
- (2) In this section, “tax haven” means—
 - (a) a country of jurisdiction for the time being included in a common list of non-co-operative tax jurisdictions adopted by the Council of the European Union, and
 - (b) any other country or jurisdiction that the Scottish Ministers consider to be known for non-co-operation on tax matters or for generating little or no tax liability.>

Neil Findlay

54 After section 6, insert—

<Business support: conditions relating to trade union access

- (1) In exercising any function conferred by virtue of any enactment which includes provision for financial support to businesses operating in Scotland for the purpose of mitigating the effect on the business of coronavirus, the Scottish Ministers may not provide financial support to a business unless the condition in subsection (2) is met.
- (2) The condition is that the business allows access to its employees for representatives of trade unions.>

Neil Findlay

55 After section 6, insert—

<Regulated procurement: living wage condition

- (1) In relation to a regulated procurement for a regulated contract for any goods or services required for a reason relating to coronavirus, a contracting authority must impose a condition relating to the performance of the contract that the economic operator who is the successful tenderer must pay a living wage.
- (2) An economic operator pays a living wage if the remuneration of each of its employees who undertakes any activities related to the performance of the contract is at least the living wage.
- (3) In this section—
 - (a) “regulated procurement”, “regulated contract” and “contracting authority” have the meanings given in the Procurement Reform (Scotland) Act 2014,
 - (b) “living wage” means remuneration which is sufficient to ensure an acceptable standard of living.>

After section 12

Adam Tomkins

56 After section 12, insert—

<Reports by the Scottish Ministers on coronavirus subordinate legislation

- (1) The Scottish Ministers must, in respect of each reporting period—

- (a) undertake a review of Scottish statutory instruments made for a reason relating to coronavirus,
 - (b) prepare a report on that review.
- (2) A report under subsection (1) must—
- (a) set out—
 - (i) the Scottish statutory instruments that have been made,
 - (ii) a summary of the provisions of those Scottish statutory instruments,
 - (iii) the powers under which the Scottish statutory instruments were made,
 - (iv) the parliamentary procedure that applied to each instrument,
 - (v) the date when the measure will cease to have effect,
 - (b) include—
 - (i) the status of the Scottish statutory instrument,
 - (ii) a statement that the Scottish Ministers are satisfied that the status of the Scottish statutory instruments is appropriate.
- (3) The references in subsection (2) to the “status” of a Scottish statutory instrument are to whether the Scottish statutory instrument is in force at the end of the reporting period.
- (4) Each of the following is a “reporting period”—
- (a) the period beginning with the day after Royal Assent and ending on 31 July 2020,
 - (b) each successive period of 2 months that ends during the period before Part 1 expires by virtue of section 9(1).
- (5) The Scottish Ministers must lay each report under subsection (1) before the Scottish Parliament no later than 14 days after the expiry of a reporting period.
- (6) Scottish statutory instruments made under the powers to which the reporting requirements in section 12 of this Act or section 15 of the Coronavirus (Scotland) Act 2020 are exempt from this section.>

New Subordinate Legislation

New Subordinate Legislation

Negative Instruments

The following instruments were laid before the Parliament on 15 May 2020 and are subject to the negative procedure—

Freedom of Information (Scotland) Act 2002 (Scottish Public Authorities) Amendment Order 2020 (SSI 2020/146)

Laid under section 72(2)(a) of the Freedom of Information (Scotland)

Adults with Incapacity (Ethics Committee) (Scotland) (Coronavirus) Amendment Regulations 2020 (SSI 2020/151)

Laid under section 86(1) of the Adults with Incapacity (Scotland) Act

Seed (Fees) (Scotland) Amendment Regulations 2020 (SSI 2020/148)

Laid under section 16(6) of the Plant Varieties and Seeds Act 1964

Education (Scotland) Act 1980 (Modification) Regulations 2020 (SSI 2020/150)

Laid under section 133 of the Education (Scotland) Act 1980

Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) (Amendment) Regulations 2020 (SSI 2020/152)

Laid under paragraph 2(2) of schedule 2 of the European Communities Act 1972

Laid Only Instruments

The following instrument was laid before the Parliament on 15 May 2020 and is not subject to any parliamentary procedure—

South of Scotland Enterprise (Transfer of Property and Liabilities) (Scotland) Regulations 2020 (SSI 2020/147)

Laid under section 30(2) of the Interpretation and Legislative Reform (Scotland) Act 2010

Progress of Legislation

A list of all Bills in progress can be accessed via the Scottish Parliament website at:

<https://www.parliament.scot/parliamentarybusiness/Bills/576.aspx>

For each Bill, the date of the next (or most recent) event in the Bill's passage is given. Other relevant information, e.g. about lodging amendments, is given in italics.

As soon as a Public Bill (i.e. a Government, Committee or Member's Bill) has completed Stage 1, amendments for consideration at Stage 2 may be lodged; and as soon as Stage 2 is completed, amendments for Stage 3 consideration may be lodged. The last lodging day for amendments at Stage 2 is four sitting days before the meeting at which those amendments will be considered (e.g. Wednesday for a meeting on Tuesday); at Stage 3 it is five days before. Amendments may be lodged until 4.30 pm on any sitting day, except on the last lodging day for each Stage, when the deadline is 12 noon.

A Hybrid Bill is subject to the same rules except in the case of Stage 2 where amendments for consideration may be lodged no earlier than the completion of any consideration of evidence at Stage 2.

Amendments to Private Bills are subject to different deadlines. These are set out in Rule 9A.12 of Standing Orders.

Members are advised to lodge amendments in good time before the beginning of a Stage and as early as possible during the day.

(G) = Government Bill; (M) = Member's Bill; (C) = Committee Bill; (P) = Private Bill; (H) = Hybrid Bill.

Agriculture (Retained EU Law and Data) (Scotland) Bill (G)

Stage 1 completed, 5 May 2020

Stage 2 amendments may now be lodged with the clerks in the Legislation Team (LegislationTeam@parliament.scot)

Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Bill (G)

Stage 2 (*Environment, Climate Change and Land Reform*), 26 May 2020

All amendments should be lodged by 12 noon on Monday 18 May 2020 with the clerks in the Legislation Team (LegislationTeam@parliament.scot)

Children (Scotland) Bill (G)

Stage 1 debate, 27 May 2020

Stage 1 Report - Justice Committee (7th Report, 2020)

Civil Partnership (Scotland) Bill (G)

Stage 1 debate, 19 May 2020

Stage 1 Report – Equalities and Human Rights Committee (1st report, March 2020)

Consumer Scotland Bill (G)

Passed, 6 May 2020

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Progress of Legislation Adhartas Reachdais				

Coronavirus (Scotland) (No.2) Bill (G)

Stage 2 (COVID-19 Committee), 19 May 2020

Stage 3 Proceedings, 20 May 2020

Defamation and Malicious Publication (Scotland) Bill (G)

Stage 1 (evidence, lead committee (Justice Committee)), 17 March 2020

Disclosure (Scotland) Bill (G)

Stage 2 completed, 11 March 2020

Stage 3 amendments may now be lodged with the clerks in the Legislation Team
(LegislationTeam@parliament.scot)

Dogs (Protection of Livestock) (Amendment) (Scotland) Bill (M)

Introduced, 14 May 2020

European Charter of Local Self-Government (Incorporation) (Scotland) Bill (M)

Introduced, 5 May 2020

Forensic Medical Services (Victims of Sexual Offences) (Scotland) Bill (G)

Stage 1 (evidence, lead committee (Health and Sport Committee)), 20 May 2020

Hate Crime and Public Order (Scotland) Bill (G)

Introduced, 23 April 2020

Lead committee – Justice

Heat Networks (Scotland) Bill (G)

Introduced, 2 March 2020

Lead committee – Economy, Energy and Fair Work

Liability for NHS Charges (Treatment of Industrial Disease) (Scotland) Bill (M)

Introduced, 9 March 2020

Period Products (Free Provision) (Scotland) Bill (M)

Stage 1 completed, 25 February 2020

Stage 2 amendments may now be lodged with the clerks in the Legislation Team
(LegislationTeam@parliament.scot)

Protection of Workers (Retail and Age-restricted Goods and Services) (Scotland) Bill (M)

Stage 1 (evidence, lead committee (Economy, Energy and Fair Work)), 13 May 2020

Scottish Elections (Reform) Bill (G)

Stage 2 completed, 12 March 2020

Stage 3 amendments may now be lodged with the clerks in the Legislation Team
(LegislationTeam@parliament.scot)

Social Security Administration and Tribunal Membership (Scotland) Bill (G)

Stage 1 (Social Security Committee), 30 April 2020

Solicitors in the Supreme Courts of Scotland (Amendment) Bill (P)

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Progress of Legislation Adhartas Reachdais				

Preliminary Stage Report, 15 January 2020

Tied Pubs (Scotland) Bill (M)

Introduced, 3 February 2020

Lead committee – Economy, Energy and Fair Work

Travelling Funfairs (Licensing) (Scotland) Bill (M)

Introduced, 29 April 2020

UK Withdrawal from the European Union (Legal Continuity) (Scotland) Bill (G)

Passed, 21 March 2018

Following a reference under section 33 of the Scotland Act 1998 by the Attorney General and the Advocate General for Scotland, the Supreme Court has ruled that some provisions of the Bill are outwith the legislative competence of the Scottish Parliament. The Bill cannot be submitted for Royal Assent in its unamended form.

Legislative Consent Memorandums

A list of all Legislative Consent Memorandums lodged with the Scottish Parliament can be accessed via the website at:

<http://www.parliament.scot/parliamentarybusiness/Bills/31313.aspx>

Agriculture Bill LCM-S5-38

Lodged on 4 May 2020

Air Traffic Management and Unmanned Aircraft Bill LCM-S5-34

Lodged on 26 February 2020

Lead committee – Justice

Meeting of the Parliament, 24 March 2020

Birmingham Commonwealth Games Bill LCM-S5-31

Lodged on 30 January 2020

Lead committee – Health and Sport

Meeting of the Parliament, 4 March 2020

Domestic Abuse Bill LCM-S5-35

Lodged on 16 March 2020

Justice Committee, 19 May 2020

Private International Law (Implementation of Agreements) Bill LCM-S5-37

Lodged on 30 March 2020

Justice Committee, 19 May 2020

Sentencing (Pre-consolidation Amendments) Bill LCM-S5-32

Lodged on 5 February 2020

Lead committee – Justice

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Progress of Legislation Adhartas Reachdais				

Meeting of the Parliament, 17 March 2020

Subordinate Legislation (*date of laying*) (lead committee)

Affirmative instruments

Lead Committee report due 7 June 2020

[Direct Payments \(Crop Diversification Derogation\) \(Scotland\) Regulations 2020 \(SSI 2020/135\) \(29 April 2020\)](#) (Rural Economy and Connectivity Committee)

Lead Committee report due 9 June 2020

[Scottish Animal Welfare Commission Regulations 2020 \(SSI 2020/draft\) \(1 May 2020\)](#) (Environment, Climate Change and Land Reform Committee)

[Land Reform \(Scotland\) Act 2016 \(Supplementary Provision\) \(Coronavirus\) Regulations 2020 \(SSI 2020/draft\) \(1 May 2020\)](#) (Rural Economy and Connectivity Committee)

Lead Committee report due 12 June 2020

[Release of Prisoners \(Coronavirus\) \(Scotland\) Regulations 2020 \(SSI 2020/138\) \(4 May 2020\)](#) (COVID-19 Committee)

[Representation of the People \(Scotland\) Amendment Regulations 2020 \(SSI 2020/draft\) \(4 May 2020\)](#) (Standards Procedures and Public Appointments Committee)

[Scottish Parliament \(Elections etc.\) Amendment Order 2020 \(SSI 2020/draft\) \(4 May 2020\)](#) (Standards Procedures and Public Appointments Committee)

Negative instruments

Subject to annulment by 10 May 2020
Lead Committee report due by 4 May 2020

[UEFA European Championship \(Scotland\) Act 2020 \(Compensation for Enforcement Action\) \(Scotland\) Regulations 2020 \(SSI 2020/79\) \(16 March 2020\)](#) (Culture, Tourism and External Affairs Committee)

Subject to annulment by 20 May 2020
Lead Committee report due by 18 May 2020

[Non-Domestic Rates \(Coronavirus Reliefs\) \(Scotland\) Regulations 2020 \(SSI 2020/1010\) \(26 March 2020\)](#) (Local Government and Communities Committee)

Subject to annulment by 26 May 2020
Lead Committee report due by 25 May 2020

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Progress of Legislation Adhartas Reachdais				

[Council Tax Reduction \(Scotland\) Amendment \(No. 3\) \(Coronavirus\) Regulations 2020 \(SSI 2020/108\)](#) (1 April 2020) (Local Government and Communities Committee)

Subject to annulment by 27 May 2020
Lead Committee report due by 25 May 2020

[Carer's Allowance \(Coronavirus\) \(Breaks in Care\) \(Scotland\) Regulations 2020 \(SSI 2020/117\)](#) (2 April 2020) (Social Security Committee)

Subject to annulment by 29 May 2020
Lead Committee report due by 25 May 2020

[Prisons and Young Offenders Institutions \(Scotland\) Amendment Rules 2020 \(SSI 2020/122\)](#) (7 April 2020) (Justice Committee)

[Town and Country Planning \(Miscellaneous Temporary Modifications\) \(Coronavirus\) \(Scotland\) Regulations 2020 \(SSI 2020/124\)](#) (14 April 2020) (Local Government and Communities Committee)

Subject to annulment by 31 May 2020
Lead Committee report due by 25 May 2020

[Education \(Miscellaneous Amendments\) \(Coronavirus\) \(Scotland\) Regulations 2020 \(SSI 2020/128\)](#) (22 April 2020) (Education and Skills Committee)

Subject to annulment by 1 June 2020
Lead Committee report due by 1 June 2020

[Town and Country Planning \(General Permitted Development\) \(Coronavirus\) \(Scotland\) Amendment Order 2020 \(SSI 2020/129\)](#) (23 April 2020) (Local Government and Communities Committee)

Subject to annulment by 12 June 2020
Lead Committee report due by 8 June 2020

[Criminal Justice \(Miscellaneous Temporary Modifications\) \(Coronavirus\) \(Scotland\) \(SSI 2020/137\)](#) (5 May 2020) (COVID-19 Committee)

Subject to annulment by 12 June 2020
Lead Committee report due by 8 June 2020

[Homeless Persons \(Unsuitable Accommodation\) \(Scotland\) Amendment Order 2020 \(SSI 2020/139\)](#) (5 May 2020) (Local Government and Communities Committee)

Subject to annulment by 15 June 2020
Lead Committee report due by 15 June 2020

[Census \(Scotland\) Regulations 2020 \(SSI 2020/143\)](#) (7 May 2020) (Culture, Tourism and External Affairs Committee)

Subject to annulment by 22 June 2020
Lead Committee report due by 22 June 2020

[Education \(Deemed Decisions\) \(Coronavirus\) \(Scotland\) Amendment Regulations 2020 \(SSI 2020/149\)](#) (14 May 2020) (Education and Skills Committee)

Subject to annulment by 23 June 2020
Lead Committee report due by 22 June 2020

[Freedom of Information \(Scotland\) Act 2002 \(Scottish Public Authorities\) Amendment Order 2020 \(SSI 2020/146\)](#) (15 May 2020) (Local Government and Communities Committee)

[Seed \(Fees\) \(Scotland\) Amendment Regulations 2020 \(SSI 2020/148\)](#) (15 May 2020) (Rural Economy and Connectivity Committee)

[Education \(Scotland\) Act 1980 \(Modification\) Regulations 2020 \(SSI 2020/150\)](#) (15 May 2020) (Education and Skills)

[Adults with Incapacity \(Ethics Committee\) \(Scotland\) \(Coronavirus\) Amendment Regulations 2020 \(SSI 2020/151\)](#) (15 May 2020) (Justice Committee)

[Plant Health \(Official Controls and Miscellaneous Provisions\) \(Scotland\) \(Amendment\) Regulations 2020 \(SSI 2020/152\)](#) (15 May 2020) (Rural Economy and Connectivity Committee)

New Documents

Committee Reports

The following reports were published on 15 May 2020—

Rural Economy and Connectivity Committee, 5th Report 2020 (Session 5) Legislative Consent Memorandum on the UK Agriculture Bill (LCM(S5)38) (SP Paper 728)

Rural Economy and Connectivity Committee, 6th Report 2020 (Session 5) Subordinate Legislation considered by the Rural Economy and Connectivity Committee on 13 May (SP Paper 729)

For further information on accessing committee reports, please contact the relevant clerk or webpage (see end of Bulletin for contact details or access general committee webpage)

Contacts for Further Information

All telephone numbers 0131 348 XXXX

Web site: <http://www.parliament.scot>

General Enquiries	5000
Chamber Desk (Motions and Questions)	5199
Parliamentary Business Team (Chamber, Parliamentary Bureau)	5187
Legislation Team	5277
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Committee web sites at:

<http://www.parliament.scot/parliamentarybusiness/committees.aspx>

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