



OFFICIAL REPORT
AITHISG OIFIGEIL

Delegated Powers and Law Reform Committee

Tuesday 18 April 2023

Session 6



The Scottish Parliament
Pàrlamaid na h-Alba

© Parliamentary copyright. Scottish Parliamentary Corporate Body

Information on the Scottish Parliament's copyright policy can be found on the website - www.parliament.scot or by contacting Public Information on 0131 348 5000

Tuesday 18 April 2023

CONTENTS

	Col.
INTERESTS	1
DECISION ON TAKING BUSINESS IN PRIVATE	2
INSTRUMENTS SUBJECT TO AFFIRMATIVE PROCEDURE	3
National Smart Ticketing Advisory Board (Gender Representation on Public Boards) (Scotland) Regulations 2023 [Draft].....	3
Fireworks and Pyrotechnic Articles (Scotland) Act 2022 (Consequential Modifications, Saving and Transitional Provisions) Regulations 2023 [Draft]	3
INSTRUMENTS SUBJECT TO NEGATIVE PROCEDURE	4
Tuberculosis (Scotland) Order 2023 (SSI 2023/93)	4
National Smart Ticketing Advisory Board (Scotland) Regulations 2023 (SSI 2023/80).....	4
Town and Country Planning (Play Sufficiency Assessment) (Scotland) Regulations 2023 (SSI 2023/97) .	4
INSTRUMENTS NOT SUBJECT TO PARLIAMENTARY PROCEDURE	5
Heat Networks (Scotland) Act 2021 (Commencement No 2) Regulations 2023 (SSI 2023/77 (C 8))	5
Fireworks and Pyrotechnic Articles (Scotland) Act 2022 (Commencement No 2) Regulations 2023 (SSI 2023/99 (C 10))	5
Planning (Scotland) Act 2019 (Commencement No 12 and Saving and Transitional Provisions) Regulations 2023 (SSI 2023/100 (C 11))	5
Valuation Timetable (Scotland) Amendment Order 2023 (SSI 2023/109)	5

DELEGATED POWERS AND LAW REFORM COMMITTEE

12th Meeting 2023, Session 6

CONVENER

Stuart McMillan (Greenock and Inverclyde) (SNP)

DEPUTY CONVENER

*Bill Kidd (Glasgow Anniesland) (SNP)

COMMITTEE MEMBERS

*Jeremy Balfour (Lothian) (Con)

*Carol Mochan (South Scotland) (Lab)

*Oliver Mundell (Dumfriesshire) (Con)

*attended

THE FOLLOWING ALSO PARTICIPATED:

James Dornan (Glasgow Cathcart) (SNP) (Committee Substitute)

CLERK TO THE COMMITTEE

Greg Black

LOCATION

The Adam Smith Room (CR5)

Scottish Parliament
**Delegated Powers and Law
Reform Committee**

Tuesday 18 April 2023

*[The Deputy Convener opened the meeting at
10:00]*

Interests

The Deputy Convener (Bill Kidd): Welcome to the 12th meeting in 2023 of the Delegated Powers and Law Reform Committee. We have received apologies from our convener, Stuart McMillan MSP. In his place, I welcome James Dornan MSP.

Before we move to the first item on the agenda, I remind everyone present to switch mobile phones to silent.

The first item of business is a declaration of interests. In accordance with section 3 of the code of conduct, I invite James Dornan MSP to declare any interests that are relevant to the remit of the committee.

James Dornan (Glasgow Cathcart) (SNP): I have no interests that are relevant to the committee.

The Deputy Convener: Thank you for that.

**Decision on Taking Business in
Private**

10:00

The Deputy Convener: The next item of business is to decide whether to take item 6 in private. Is the committee content to take item 6 in private?

Members *indicated agreement.*

Instruments subject to Affirmative Procedure

10:01

The Deputy Convener: Under agenda item 3, we are considering two instruments, on which no points have been raised.

National Smart Ticketing Advisory Board (Gender Representation on Public Boards) (Scotland) Regulations 2023 [Draft]

Fireworks and Pyrotechnic Articles (Scotland) Act 2022 (Consequential Modifications, Saving and Transitional Provisions) Regulations 2023 [Draft]

The Deputy Convener: Is the committee content with the instruments?

Members *indicated agreement.*

The Deputy Convener: In relation to the draft National Smart Ticketing Advisory Board (Gender Representation on Public Boards) (Scotland) Regulations 2023, does the committee wish to note that the instrument, which makes the national smart ticketing advisory board subject to the requirements of the Gender Representation on Public Boards (Scotland) Act 2018, will come into force two weeks after the board is established, and that the Scottish Government has given the committee an assurance that it does not intend to make any appointments to the board until the parliamentary process for the instrument is complete?

Members *indicated agreement.*

Instruments subject to Negative Procedure

10:02

The Deputy Convener: Under agenda item 4, we are considering three instruments. An issue has been raised on the following instrument.

Tuberculosis (Scotland) Order 2023 (SSI 2023/93)

The Deputy Convener: The instrument consolidates and revokes existing secondary legislation that provides measures to prevent the spread of tuberculosis in bovine animals, and also introduces new measures to strengthen prevention and increase compliance.

The committee identified an error in article 26(2)(a) of the order, in that the reference to article 2 of the order should instead be to article 22. Does the committee wish to draw the instrument to the attention of the Parliament on the general reporting ground for this cross-referencing error? Does the committee also wish to note that the Scottish Government intends to correct the error by correction slip?

Members *indicated agreement.*

The Deputy Convener: Also under this agenda item, no points have been raised on the following instruments.

National Smart Ticketing Advisory Board (Scotland) Regulations 2023 (SSI 2023/80)

Town and Country Planning (Play Sufficiency Assessment) (Scotland) Regulations 2023 (SSI 2023/97)

The Deputy Convener: Is the committee content with the instruments?

Members *indicated agreement.*

Instruments not subject to Parliamentary Procedure

10:03

The Deputy Convener: Under agenda item 5, we are considering four instruments, on which no points have been raised.

**Heat Networks (Scotland) Act 2021
(Commencement No 2) Regulations 2023
(SSI 2023/77 (C 8))**

**Fireworks and Pyrotechnic Articles
(Scotland) Act 2022 (Commencement No
2) Regulations 2023 (SSI 2023/99 (C 10))**

**Planning (Scotland) Act 2019
(Commencement No 12 and Saving and
Transitional Provisions) Regulations 2023
(SSI 2023/100 (C 11))**

**Valuation Timetable (Scotland)
Amendment Order 2023 (SSI 2023/109)**

The Deputy Convener: Is the committee content with the instruments?

Members *indicated agreement.*

The Deputy Convener: In relation to SSI 2023/77, does the committee wish to bring to the lead committee's attention the correspondence between this committee and the Scottish Government in relation to the commencement of section 93 of the Heat Networks (Scotland) Act 2021, which relates to a heat networks delivery plan?

Members *indicated agreement.*

10:04

Meeting continued in private until 10:08.

This is the final edition of the *Official Report* of this meeting. It is part of the Scottish Parliament *Official Report* archive and has been sent for legal deposit.

Published in Edinburgh by the Scottish Parliamentary Corporate Body, the Scottish Parliament, Edinburgh, EH99 1SP

All documents are available on
the Scottish Parliament website at:

www.parliament.scot

Information on non-endorsed print suppliers
is available here:

www.parliament.scot/documents

For information on the Scottish Parliament contact
Public Information on:

Telephone: 0131 348 5000

Textphone: 0800 092 7100

Email: sp.info@parliament.scot



The Scottish Parliament
Pàrlamaid na h-Alba