

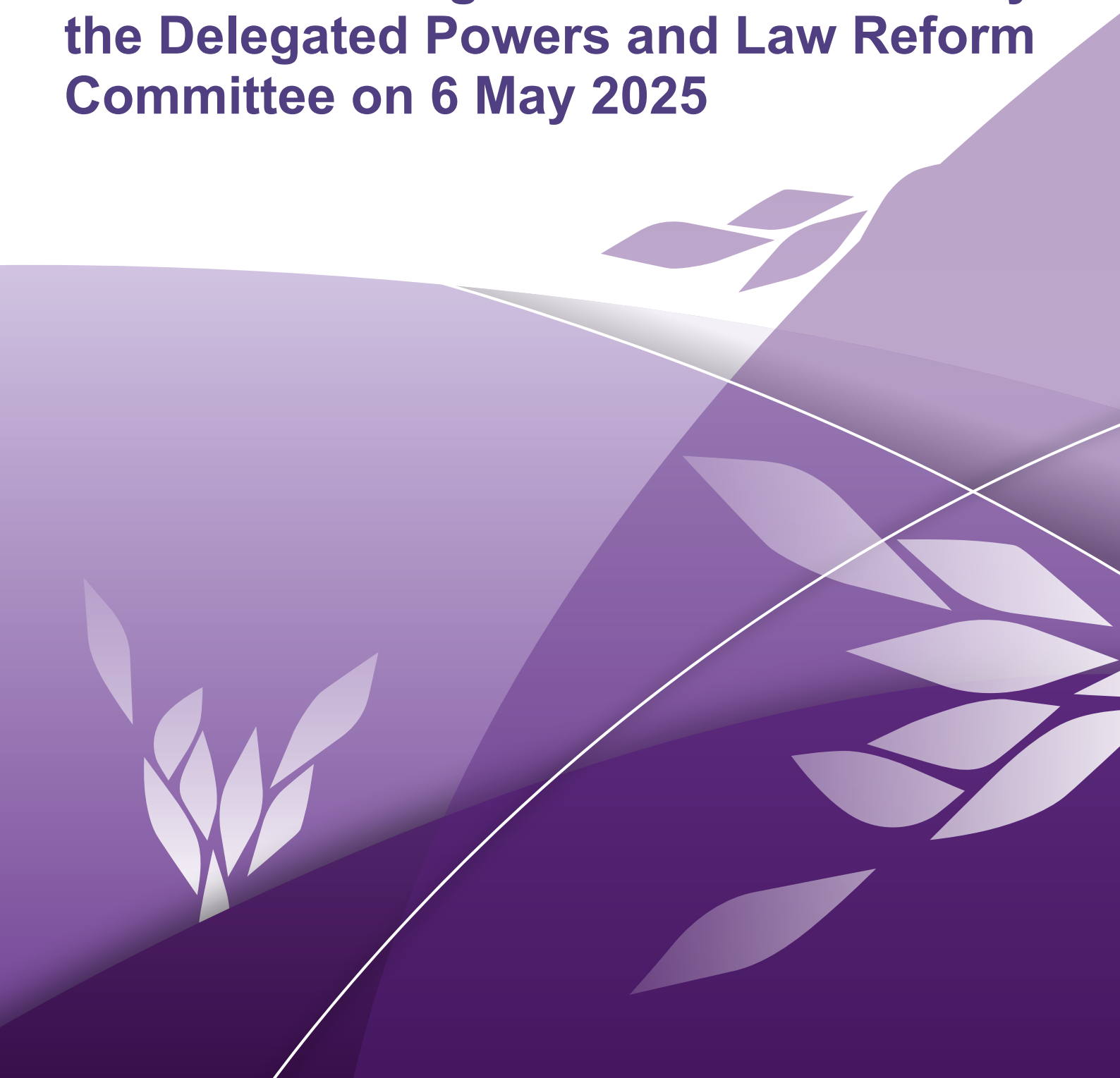


The Scottish Parliament  
Pàrlamaid na h-Alba

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## **Delegated Powers and Law Reform Committee**

# **Subordinate Legislation considered by the Delegated Powers and Law Reform Committee on 6 May 2025**



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No points raised	1
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# Delegated Powers and Law Reform Committee

To consider and report on the following (and any additional matter added under Rule 6.1.5A)—

(a) any—

(i) subordinate legislation laid before the Parliament or requiring the consent of the Parliament under section 9 of the Public Bodies Act 2011;

(ii) [deleted]

(iii) pension or grants motion as described in Rule 8.11A.1; and, in particular, to determine whether the attention of the Parliament should be drawn to any of the matters mentioned in Rule 10.3.1;

(b) proposed powers to make subordinate legislation in particular Bills or other proposed legislation;

(c) general questions relating to powers to make subordinate legislation;

(d) whether any proposed delegated powers in particular Bills or other legislation should be expressed as a power to make subordinate legislation;

(e) any failure to lay an instrument in accordance with section 28(2), 30(2) or 31 of the 2010 Act;

(f) proposed changes to the procedure to which subordinate legislation laid before the Parliament is subject;

(g) any Scottish Law Commission Bill as defined in Rule 9.17A.1;

(h) any draft proposal for a Scottish Law Commission Bill as defined in that Rule; and

(i) any Consolidation Bill as defined in Rule 9.18.1 referred to it in accordance with Rule 9.18.3.



[DPLR.Committee@parliament.scot](mailto:DPLR.Committee@parliament.scot)



0131 348 5974

# Committee Membership



**Convener**  
**Stuart McMillan**  
Scottish National Party



**Deputy Convener**  
**Bill Kidd**  
Scottish National Party



**Jeremy Balfour**  
Scottish Conservative  
and Unionist Party



**Katy Clark**  
Scottish Labour



**Roz McCall**  
Scottish Conservative  
and Unionist Party

# No points raised

1. At its meeting on 6 May 2025, the Committee considered the following instruments and document subject to parliamentary control under its remit and agreed not to draw them to the attention of the Parliament.

## Education, Children & Young People Committee

Children (Care and Justice) (Scotland) Act 2024 (Commencement No. 2) Regulations 2025 (SSI 2025/115 (C.12))

## Local Government, Housing and Planning Committee

Town and Country Planning (Fees for Appeals) (Scotland) Regulations 2025 (SSI 2025/124)

Town and Country Planning (Fees for Applications) (Scotland) Amendment Regulations 2025 (SSI 2025/125)

Town and Country Planning (Fees for Local Reviews) (Scotland) Regulations 2025 (SSI 2025/126)

Scottish Public Services Ombudsman draft revised Statement of Principles for Complaints Handling Procedures (SPSO 2025/01) (Document subject to parliamentary control)

- In relation to the above document, the Committee highlights to the lead committee its [correspondence with the Ombudsman](#).
- In particular, the Committee highlights that:
  - whether parliamentary procedure is required for this draft revised document is determined, conclusively, by whether the Ombudsman considers that the revision is “material” ([section 16A\(11\) of the Scottish Public Services Ombudsman Act 2002](#)), and
  - confirmation has been obtained from the Ombudsman that the Ombudsman does consider that this revision is material. The Parliamentary procedure in section 16A(4)-(6) of the 2002 Act therefore applies to this document.
- The Committee also highlights that confirmation has been obtained in this correspondence that the Ombudsman has fulfilled the requirement in section 16A(7)(a) to consult the Scottish Ministers, in particular, before laying the document. This was not mentioned in the laying documents.

## Rural Affairs and Islands Committee

Town and Country Planning (Marine Fish Farming) (Scotland) Amendment Order 2025 (SSI 2025/Draft)

## Social Justice and Social Security Committee

Council Tax Reduction (Miscellaneous Amendment) (Scotland) (No. 2) Regulations 2025 (SSI 2025/112)

Social Security (Amendment) (Scotland) Act 2025 (Commencement No. 1 and Saving and Transitional Provisions) Regulations 2025 (SSI 2025/119 (C.13))

Standards, Procedures and Public Appointments Committee

Scottish Elections (Representation and Reform) Act 2025 (Commencement No. 1) Regulations 2025 (SSI 2025/106 (C.10))

- In relation to the above instrument, the Committee highlights to the lead committee its [correspondence with the Scottish Government](#) regarding a lack of clarity in one aspect of the Policy Note.

