

PARLIAMENTARY BUREAU: APPROVAL OF SCOTTISH STATUTORY INSTRUMENTS

AFFIRMATIVE INSTRUMENTS

Independent Reviewer (Modification of Functions) (Scotland) Regulations 2021 (SSI 2021/draft)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Independent Reviewer (Modification of Functions) (Scotland) Regulations 2021 (SSI 2021/draft) be approved.

Purpose

2. Part 2 of the Act sets out details about the procedure for the independent review of disclosure information. The policy intention is that information relating to behaviour that occurred when an individual was under the age of 12 may be disclosed but only following approval by the independent reviewer (IR). The purpose of these Regulations is to modify the functions of the IR so that they can effectively carry out their duties in respect of information which is received from other jurisdictions of the UK.

Consideration by committee

3. At its meeting on 30 November 2021, the Equalities, Human Rights and Civil Justice Committee agreed to recommend that the regulations be approved. The Committee report was published on 1 December 2021.

Plant Health (EU Exit) (Scotland) (Amendment) (No. 2) Regulations 2021 (SSI 2021/draft)

4. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Plant Health (EU Exit) (Scotland) (Amendment) (No. 2) Regulations 2021 (SSI 2021/draft) be approved.

Purpose

5. To amend existing subordinate legislation to make provision—
 - for increases in fees and charges for export certification in respect of plants and plant products leaving Scotland;
 - to correct deficiencies in domestic law and retained EU law arising from the UK withdrawal from the European Union;
 - to waive fees charged for considering applications for phytosanitary certificates and associated testing and examination activities in respect of plants, plant products and associated objects being transported from Scotland to Northern Ireland; and
 - to correct an error in the existing Regulations.

Consideration by committee

6. At its meeting on 24 November 2021, the Rural Affairs, Islands and Natural Environment Committee agreed to recommend that the regulations be approved. The Committee report was published on 30 December 2021.

Redress for Survivors (Historical Child Abuse in Care) (Payments Materially Affected by Error) (Scotland) Regulations 2021 (SSI 2021/draft)

7. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Redress for Survivors (Historical Child Abuse in Care) (Payments Materially Affected by Error) (Scotland) Regulations 2021 (SSI 2021/draft) be approved.

Purpose

8. To set out further provision about procedure, review and other matters enabling the recovery of payments, other than redress payments, under section 97 of the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021 (“the Act”), where those payments may have been materially affected by error.

Consideration by committee

9. At its meeting on 1 December 2021, the Education, Children and Young People Committee agreed to recommend that the regulations be approved. The Committee report will be published on 3 December 2021.

Decision

10. **Business Managers are invited note that the above motions will be lodged.**

11. **Business Managers should reserve their position if their party intends to speak against or oppose the motions.**

**Parliamentary Business Team
December 2021**