

Agriculture and Rural Communities (Scotland) Bill

2nd Marshalled List of Amendments for Stage 2

The Bill will be considered in the following order—

Section 4	Schedule 1
Sections 5 to 29	Schedule 2
Sections 30 to 34	Long Title

Amendments marked * are new (including manuscript amendments) or have been altered.

Section 4

Rachael Hamilton

134 In section 4, page 3, line 12, at end insert—

<() Support provided under subsection (1) must be provided through multi-year budgets and, where appropriate, ring-fenced funding.>

Colin Smyth

135 In section 4, page 3, line 12, at end insert—

<(1A) Subject to subsection (1B), support provided under subsection (1) must be consistent with the rural support plan.

(1B) If support provided under subsection (1) is not consistent with the rural support plan, Scottish Ministers must publish a statement including—

- (a) the reasons for departing from the rural support plan,
- (b) proposals for amending the rural support plan to reflect the support being provided,
- (c) how the support being provided will contribute to the objectives set out in section 1.>

Rhoda Grant

50 In section 4, page 3, line 16, at end insert—

<() Before making regulations under this section, the Scottish Ministers must consult such persons as they consider likely to be interested in or affected by the rural support plan.>

Rachael Hamilton

136 In section 4, page 3, line 16, at end insert—

<() Any support provided for the purposes of—

- (a) peatland restoration,
- (b) agroforestry,

must be accessible to tenant farmers.>

Ariane Burgess

137 In section 4, page 3, line 16, at end insert—

<() Before making regulations under this section in relation to support for forestry, the Scottish Ministers must—

- (a) engage with communities affected by the activity, and
- (b) consult such other persons as they consider appropriate.>

Rachael Hamilton

138 In section 4, page 3, line 16, at end insert—

<() Before exercising their powers under this section, the Scottish Ministers must consult such persons as they consider appropriate.>

Tim Eagle

139 In section 4, page 3, line 17, leave out <negative> and insert <affirmative>

Schedule 1

Kate Forbes

140 In schedule 1, page 18, leave out lines 24 and 25 and insert—

<() growing crops, including fruit, seeds and plants grown for the production of energy or other non-food purposes,>

Tim Eagle

141 In schedule 1, page 18, line 27, at end insert—

<() deer and game farming,>

Ariane Burgess

142 In schedule 1, page 18, line 31, after <purposes> insert <, including—

- (i) providing shelter to livestock,
- (ii) reducing flood risk,
- (iii) reducing soil loss,
- (iv) reducing risks to wader birds, including curlew>

Tim Eagle

143 In schedule 1, page 18, line 31, at end insert—

<() cereals and oilseeds, peas and beans, other foraged crops.>

Ariane Burgess

201* In schedule 1, page 18, line 31 at end insert—

<() In this paragraph, “horticulture” means the growing and harvesting of edible horticultural crops, including fruit, vegetables, tubers, mushrooms, herbs, bush and tree nuts and seeds.>

Ariane Burgess

51 In schedule 1, page 19, line 4, after <continues> insert <or evolves to support a transition to a sustainable land management regime>

Ariane Burgess

52 In schedule 1, page 19, line 18, at end insert—

<() wool,>

Mairi Gougeon

6 In schedule 1, page 19, line 23, after first <meat> insert <, pig meat>

Rhoda Grant

53 In schedule 1, page 19, line 24, at end insert—

<() herbs,
() machinery,>

Rhoda Grant

7 In schedule 1, page 19, line 24, at end insert—

<() poultry meat and eggs,>

Beatrice Wishart

144 In schedule 1, page 19, line 24, at end insert—

<() venison,>

Rhoda Grant

145 In schedule 1, page 19, line 32, at end insert—

<() If venison is the only product produced as an ancillary activity, the person is not eligible for support.>

Brian Whittle

54 In schedule 1, page 19, line 35, after <food,> insert <with preference given to those in the primary production activities,>

Ariane Burgess

- 146 In schedule 1, page 20, line 16, after <woodland> insert <that have a positive impact on biodiversity, carbon, and where appropriate, are a public amenity to the local area>

Rhoda Grant

- 55 In schedule 1, page 20, line 28, at end insert—
<() For the purposes of sub-paragraph (1)(c), arable land forestry can only be used to create hedges and wind breaks.>

Ariane Burgess

- 147 In schedule 1, page 20, line 30, at end insert—
<() Support under this paragraph must only be provided where an Environmental Impact Assessment has been completed, if the activity is on land—
(a) of 40 hectares or above, or
(b) less than 40 hectares that would exceed 40 hectares if adjoined with existing woodland.>

Brian Whittle

- 56 In schedule 1, page 21, line 2, after <area,> insert <including identification of rural anchor institutions,>

Ariane Burgess

- 57 In schedule 1, page 21, line 6, at end insert—
<Community benefits
Assisting persons to create community benefits, including—
(a) clean air,
(b) clean water,
(c) carbon sequestration,
(d) biodiversity gains,
(e) access to nature,
(f) wider economic and social benefits.>

Ariane Burgess

- 58 In schedule 1, page 21, line 10, after <forestry> insert <, nature restoration>

Mairi Gougeon

- 8 In schedule 1, page 21, line 19, at end insert—
<() For the purposes of this paragraph, “enterprise” includes co-operative societies and similar organisations.>

Mairi Gougeon

- 9 In schedule 1, page 21, line 23, leave out <agricultural> and insert <agriculture>

Mairi Gougeon

- 10 In schedule 1, page 22, line 2, leave out <and> and insert <or>

Mairi Gougeon

- 11 In schedule 1, page 22, line 9, leave out <(c)> and insert <(d)>

Tim Eagle

- 148 In schedule 1, page 22, line 33, after <improve> insert <responsible>

Ariane Burgess

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

<Nature-based economy

Assisting persons to invest in nature-based enterprises in rural areas.>

Ariane Burgess

- 60 In schedule 1, page 23, leave out line 8 and insert—

<() the physical, chemical and biological condition of the soil, determining its capacity to function as a vital living system and to provide ecosystem services,>

Rhoda Grant

- 61 In schedule 1, page 23, line 17, at end insert—

<() take action in respect to any relevant plan, policies or objectives relating to agriculture, forestry, land use and land use change.>

Ariane Burgess

- 62 In schedule 1, page 23, line 25, at end insert—

<() Assisting persons to set aside land for the natural environment and to prevent further biodiversity loss.>

Tim Eagle

- 149 In schedule 1, page 23, line 27, after the first <of> insert <—

() the reintroduction of species, including, in particular, beavers and white-tailed eagles,
()>

Rhoda Grant

- 63 In schedule 1, page 23, line 30, after <water> insert <, the water holding capacity of land>

Section 5

Rhoda Grant

64 In section 5, page 3, line 33, at end insert—

- <(3) The Scottish Ministers must, as soon as reasonably practicable after the end of each reporting period, lay before the Scottish Parliament a report on funding third party support.
- (4) For the purposes of subsection (3), a reporting period is—
 - (a) the period of one year beginning with the day of Royal Assent,
 - (b) each subsequent period of one year.>

Section 6

Brian Whittle

202 In section 6, page 4, line 5, after <particular> insert <—

- (i) to prioritise support for activities where primary production of food and drink products are carried out on high-quality agricultural land,
- (ii)>

Rhoda Grant

66 In section 6, page 4, line 12, at end insert—

- <() Conditions imposed under this section must be proportionate to the size of land where the activity is taking place.>

After section 6

Colin Smyth

150 After section 6, insert—

<Distributional impact of support

- (1) As soon as possible after the introduction of a support scheme, the Scottish Ministers must publish a statement including—
 - (a) the budget for the scheme,
 - (b) the anticipated number of people who will receive support through the scheme,
 - (c) the anticipated distribution of support in relation to—
 - (i) size of landholding of persons receiving support, and
 - (ii) income of persons receiving support,
 - (d) the expected impact of the scheme on socio-economic inequality in terms of the duty contained in section 1 of the Equality Act 2010,
 - (e) what consideration has been given to the just transition principles contained in section 35C of the Climate Change (Scotland) Act 2009.

- (2) In relation to each support scheme, the Scottish Ministers must, as soon as reasonably practicable after the end of each reporting period, prepare and publish a report including, in particular—
- (a) the cost of the scheme,
 - (b) the number of people receiving support each year,
 - (c) the distribution of support in relation to—
 - (i) size of landholding of persons receiving support, and
 - (ii) income of persons receiving support,
 - (d) the impact of the scheme on socio-economic inequality in terms of the duty contained in section 1 of the Equality Act 2010,
 - (e) how the scheme has applied the just transition principles contained in section 35C of the Climate Change (Scotland) Act 2009.
- (3) For the purposes of this section—
- “reporting period” means—
- (a) the period of five years beginning with the introduction of a support scheme,
 - (b) each subsequent period of five years,
- “support scheme” means a scheme operated by the Scottish Ministers for the provision of support under or by virtue of this Act.>

Section 7

Tim Eagle

151 In section 7, page 4, line 15, leave out from <(including> to end of line 16

Tim Eagle

152 In section 7, page 4, line 19, leave out <or> and insert <and>

Tim Eagle

153 In section 7, page 4, line 19, leave out <(or both)>

Tim Eagle

154 In section 7, page 4, leave out lines 21 to 23

Tim Eagle

155 In section 7, page 4, leave out line 24

Beatrice Wishart

156 In section 7, page 4, line 25, leave out <negative> and insert <affirmative>

Section 8

Tim Eagle

157 In section 8, page 4, line 35, at end insert—

<() The Scottish Ministers must prepare a report, no more than 1 year after this section comes into force, on the performance of any functions delegated under subsection (1).>

Section 9

Ariane Burgess

67 In section 9, page 5, line 2, leave out <may> and insert <must>

Colin Smyth

158 In section 9, page 5, line 3, leave out <the overall amount of support or relevant assistance (or both)> and insert <payments under tier 1>

Ariane Burgess

68 In section 9, page 5, line 7, at end insert—

<() provide for the amount of support or relevant assistance (or both) that a person may receive in a payment period (or periods) to be increased where support falls under a specified amount of support.>

Rhoda Grant

Supported by: Colin Smyth

69 In section 9, page 5, line 7, at end insert—

<() provide for the redistribution of the amount of support or relevant assistance (or both) that a person may receive in a payment period (or periods) in accordance with fair work practices.>

Ariane Burgess

70 In section 9, page 5, line 7, at end insert—

<() provide for the amount of support or relevant assistance (or both) that a person may receive in a payment period (or periods) to be higher for the first 30 hectares of land.>

Ariane Burgess

71 In section 9, page 5, line 7, at end insert—

<() provide for the amount of support or relevant assistance (or both) that a person may receive in a payment period (or periods) to be higher per hectare on a specified number of hectares of land.>

Beatrice Wishart

159 In section 9, page 5, line 7, at end insert—

<() provide, in relation to those payments under tier 1, for the amount of support or relevant assistance (or both) that a person may receive in a payment period (or periods) to be adjusted such that the payment per hectare is greater for recipients claiming in relation to holding below a specified number of hectares and to progressively reduce in relation to specified hectarages.>

Rachael Hamilton

160 In section 9, page 5, line 7, at end insert—

<() Within six months of Royal Assent, the Scottish Ministers must consult such persons as they consider appropriate about the use of powers under this section.>

Edward Mountain

161 In section 9, page 5, line 8, after <consult> insert <—

() persons in receipt of support or relevant assistance,

() persons recommended for consultation by the committee of the Scottish Parliament into whose remit agricultural policy falls, and

()>

Edward Mountain

162 In section 9, page 5, line 8, after <such> insert <other>

Beatrice Wishart

163 In section 9, page 5, line 9, leave out <appropriate> and insert <likely to be affected by provisions in this section>

Beatrice Wishart

164 In section 9, page 5, line 10, leave out <negative> and insert <affirmative>

Beatrice Wishart

Supported by: Colin Smyth

165 In section 9, page 5, line 12, at end insert—

< “payments under tier 1” means “Base Level Direct Payments” under or by virtue of any another enactment (including, in particular, assimilated law governing the CAP direct payment schemes and assimilated direct CAP legislation) or their successors,>

Section 10

Rachael Hamilton

166 In section 10, page 5, line 25, at end insert—

<() The Scottish Ministers must, by regulations, define what is considered to be in the public interest.>

Rhoda Grant

- 72 In section 10, page 5, line 31, at end insert—
<() Regulations under this section must set out the circumstances under which support could be refused or recovered in relation to a public interest test.>

Beatrice Wishart

- 167 In section 10, page 5, line 33, leave out <appropriate> and insert <likely to be affected by provisions in this section>

Tim Eagle

- 168 In section 10, page 5, line 34, leave out <negative> and insert <affirmative>

Edward Mountain

- 169 Leave out section 10

Section 12

Rhoda Grant

- 73 In section 12, page 7, line 2, leave out <3> and insert <6>

Section 13

Ariane Burgess

- 74 In section 13, page 7, line 31, at end insert—
<() Regulations under this section must make provision to give a recipient of support the choice to have their support determined on the basis of—
(a) land area, or
(b) productive activity.>

Ariane Burgess

- 170 In section 13, page 7, line 34, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 75 In section 13, page 7, leave out line 36

Rhoda Grant

- 76 In section 13, page 8, line 7, leave out <appropriate> and insert <likely to be interested in or affected by provisions in this section>

Beatrice Wishart

- 171 In section 13, page 8, line 7, leave out <appropriate> and insert <likely to be affected by provisions in this section>

Rhoda Grant

77 In section 13, page 8, line 9, leave out from <if> to end of line 22

Tim Eagle

172 In section 13, page 8, line 9, leave out from <if> to end of line 11

Section 14

Ariane Burgess

78 In section 14, page 8, line 23, at end insert—

- <() Regulations under section 13(2)(a) must make provision for or in connection with criteria for productive activity support, in particular the eligibility for receiving support based on—
- (a) the amount of hours of activity per year being more than the annual minimum labour requirement,
 - (b) standard labour requirements where an assessment of farm labour needs has been conducted.>

Brian Whittle

203 In section 14, page 8, line 26, after <activity,> insert <in particular activities where primary production of food and drink products is carried out on high-quality agricultural land is given preference for support,>

Ariane Burgess

79 In section 14, page 8, line 26, after <out,> insert <in particular by either—

- () meeting a minimum labour requirement, or
- () allocating a standard labour requirement for the farm unit, or
- () a turnover above a minimum threshold (to be set each year by Scottish Ministers) with a minimum of 10 crops,>

Rhoda Grant

80 In section 14, page 8, line 35, at end insert—

- <() the ability of grazing committees and co-operatives to claim support as a collective for joint projects separate to individual support.>

Rhoda Grant

81 In section 14, page 8, line 35, at end insert—

- <() In this section “grazing committee” has the meaning given by section 47 of the Crofters (Scotland) Act 1993.>

Section 15

Ariane Burgess

- 173 In section 15, page 8, line 38, after <with> insert—
- <(a) for productive activity basis—
 - (i) setting an annual minimum labour requirement threshold,
 - (ii) the assessment and allocation of standard labour requirements,
 - (b) for land area basis—>

Ariane Burgess

- 174 In section 15, page 8, line 39, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 175 In section 15, page 9, line 1, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 176 In section 15, page 9, line 2, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 177 In section 15, page 9, line 3, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 178 In section 15, page 9, line 4, leave out <entitlements> and insert <allocations>

Mairi Gougeon

- 12 In section 15, page 9, line 6, leave out from <to> to <by> and insert <of payment entitlements to, or the reclamation or cancelling of payment entitlements by,>

Ariane Burgess

- 179 In section 15, page 9, line 6, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 180 In section 15, page 9, line 8, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 181 In section 15, page 9, line 10, leave out <entitlements> and insert <allocations>

Ariane Burgess

- 182 In section 15, page 9, line 11, leave out from first <entitlement> to end of line 13 and insert <allocation” is the amount of support to be provided to a person once a land area or productive activity assessment under section 13 has been completed.>

Section 16

Edward Mountain

- 183 In section 16, page 10, line 3, leave out <appeals> and insert <appealed within 3 months>

Section 17

Rhoda Grant

- 82 In section 17, page 10, line 19, leave out <may> and insert <must>

Richard Leonard

- 13 In section 17, page 10, line 22, at end insert—
<() the beneficial ownership of the recipient of any support provided,>

Rhoda Grant

- 83 In section 17, page 10, line 24, at end insert—
<() the outcomes of any support provided,
() progress towards the objectives of agricultural policy in section 1,
() the outcome of any support provided and where applicable, broken down by reference to support tiers.>

Section 18

Mairi Gougeon

- 14 In section 18, page 11, line 2, leave out <data> and insert <information>

Mairi Gougeon

- 15 In section 18, page 11, line 7, leave out subsection (3) and insert—
<(3) A duty or power to disclose or use information which is imposed or conferred by regulations under subsection (1) may not operate to require or authorise the disclosure or use of information which would contravene the data protection legislation (but the duty or power is to be taken into account in determining whether the disclosure or use would contravene that legislation).>

Tim Eagle

- 184 In section 18, page 11, line 23, leave out <negative> and insert <affirmative>

After section 25

Rachael Hamilton

- 185 After section 25, insert—

<Review of payments under CAP legislation

- (1) Within one year of Royal Assent, the Scottish Ministers must review the effectiveness of payments made under the legislation listed in section 1 of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020.
- (2) Following a review under subsection (1), the Scottish Ministers must—
 - (a) prepare a report on the review, and
 - (b) lay that report before the Scottish Parliament.>

Section 26

Rhoda Grant

- 84 In section 26, page 14, line 20, after <must> insert <, by regulations,>

Rhoda Grant

- 85 In section 26, page 14, line 20, leave out <prepare and publish a document providing> and insert <provide>

Rhoda Grant

- 86 In section 26, page 14, line 22, leave out <document is> and insert <regulations under this section are>

Rachael Hamilton

- 186 In section 26, page 14, line 28, at end insert—
<() an assessment of the potential impact the reintroduction of species may have on food producing land,>

Edward Mountain

- 187 In section 26, page 14, line 30, at end insert—
<() The Scottish Ministers must—
(a) no later than 180 days after Royal Assent, publish a draft code, and
(b) consult on the draft code.>

Tim Eagle

- 188 In section 26, page 14, line 30, at end insert—
<() The Scottish Ministers must only adopt the code (or the code as revised) by resolution of the Scottish Parliament.>

Rhoda Grant

- 87 In section 26, page 14, line 33, leave out subsection (5) and insert—
<() Regulations under this section are subject to the affirmative procedure.>

After section 26

Beatrice Wishart

189 After section 26, insert—

<Duty to report to Parliament on Scotland's food security

- (1) The Scottish Ministers must, as soon as reasonably practicable after the end of each reporting period, prepare and lay before the Scottish Parliament a report on statistical data in relation to food security in Scotland.
- (2) A report under subsection (1) must, in particular, include information on—
 - (a) global food availability,
 - (b) supply sources for food, including the range of supply sources and the availability to the public of food from domestic and other sources,
 - (c) the resilience of the supply chain for food, including in response to disruptions in, or significant price increases for, the supply of energy,
 - (d) household expenditure on food, including in comparison to expenditure on other items,
 - (e) food safety and consumer confidence in food.
- (3) For the purposes of subsection (1), a reporting period is—
 - (a) the period of one year beginning with the day of Royal Assent,
 - (b) each subsequent period of 3 years.>

Rachael Hamilton

190 After section 26, insert—

<Duty to report to Parliament on Scotland's food security

- (1) The Scottish Ministers must, as soon as reasonably practicable after the end of each reporting period, prepare and lay before the Scottish Parliament a report on food security in Scotland.
- (2) A report under subsection (1) must, in particular, include information on—
 - (a) disruptions to Scotland's food supply chain, and
 - (b) what steps the Scottish Ministers are taking to address such disruptions.
- (3) For the purposes of subsection (1), a reporting period is—
 - (a) the period of one year beginning with the day of Royal Assent,
 - (b) annually thereafter.>

Rachael Hamilton

191 After section 26, insert—

<Code of practice for tenant farmers

- (1) The Scottish Ministers must prepare and publish a document providing guidance for tenant farmers.

- (2) The document is to be called the “Code of Practice for Tenant Farmers” (and is referred to in this section as “the tenant farmer code”).
- (3) The Scottish Ministers must, no later than 180 days after Royal Assent, publish the tenant farmer code.
- (4) The Scottish Ministers must review and, if they consider it appropriate, revise and publish the tenant farmer code (as so revised) by the end of each review period.
- (5) Before publishing the tenant farmer code or any revised tenant farmer code, the Scottish Ministers must lay it before the Scottish Parliament.
- (6) The Scottish Ministers must, in preparing or reviewing the tenant farmer code, consult such persons as they consider likely to be interested in or affected by it.
- (7) The Scottish Ministers must take such steps as they consider appropriate to promote awareness of the tenant farmer code to persons likely to be affected by it—
 - (a) after publication of the tenant farmer code (or the tenant farmer code as revised),
 - (b) at such other times as they consider appropriate.
- (8) In this section, “review period” means—
 - (a) the period of 5 years beginning with the day on which the first tenant farmer code is published, and
 - (b) each subsequent period of 5 years.>

Section 27

Richard Leonard

16 In section 27, page 15, line 9, at end insert—

<() farm workers,>

Alasdair Allan

192 In section 27, page 15, line 11, at end insert—

<() persons who work in agriculture (whether as employees or otherwise),>

Rachael Hamilton

193 In section 27, page 15, line 17, at end insert—

- <() When making regulations under subsection (1), the Scottish Ministers must take into account the need for continuing professional development to—
- (a) be co-designed with the sector to which it will apply in order to identify and meet their needs,
 - (b) be delivered in the most appropriate format, which could include peer-to-peer knowledge exchange,
 - (c) be accessible to all farmers, crofters and land managers,
 - (d) include an accreditation scheme for trainers and advisers,
 - (e) be monitored and evaluated.>

Beatrice Wishart

194 In section 27, page 15, line 17, at end insert—

- <() Before making regulations under subsection (1), the Scottish Ministers must—
- (a) consult—
 - (i) farmers,
 - (ii) crofters,
 - (iii) land managers, and
 - (b) have regard to any responses to the consultation.>

Rachael Hamilton

195 In section 27, page 15, line 18, at beginning insert <Subject to subsection (3A),>

Emma Harper

88 In section 27, page 15, line 23, after <activities,> insert <having regard to the need for CPD activities to be available in a range of formats,>

Edward Mountain

196 In section 27, page 15, line 23, at end insert—

- <() formal and informal CPD activities, including peer-to-peer learning,>

Mairi Gougeon

17 In section 27, page 15, line 26, after <qualifications> insert <, skills or experience>

Rachael Hamilton

197 In section 27, page 15, line 37, at end insert—

- <() The Scottish Ministers must, when making regulations under this section, ensure that CPD activities are affordable and accessible for those receiving the CPD activities.>

Rachael Hamilton

198 In section 27, page 15, line 37, at end insert—

- <(3A) Regulations under subsection (1) may only require a person to undertake CPD activities that are related to relevant health and safety issues as defined by any Agricultural Code of Practice published by the Scottish Ministers.>

Rhoda Grant

89 In section 27, page 15, line 40, at end insert—

- <() must make provision for continuing professional development that the Scottish Ministers consider to be appropriate for the size and scale of the activity carried out and the amount of land on which a person carries out the activity,>

Rhoda Grant

- 90 In section 27, page 16, line 1, leave out <negative> and insert <affirmative>

Rachael Hamilton

- 199 In section 27, page 16, line 1, at end insert—

- <(5) The Scottish Ministers must as soon as reasonably practicable after the end of each reporting period, prepare and publish a report on how continuing professional development is being carried out and managed.
- (6) A report under subsection (5) must be laid before the Scottish Parliament.
- (7) For the purposes of subsection (5), a reporting period is—
 - (a) the period of one year beginning with the day regulations are laid under subsection (1),
 - (b) each subsequent period of one year.>

After section 28

Richard Leonard

- 91 After section 28, insert—

<Officers to inspect accommodation

- (1) The Scottish Ministers may delegate to such public body as they consider appropriate the function of providing officers under the Agricultural Wages (Scotland) Act 1949 with the ability to—
 - (a) after giving reasonable notice, inspect any and all accommodation provided for workers to ensure it is fit for human habitation, and
 - (b) if not satisfied the accommodation is fit for human habitation, to notify the relevant local authority in order that they may serve, as the case may be, a notice under the Housing (Scotland) 1987 or the Housing (Scotland) Act 2006.
- (2) The functions delegated under subsection (1) may also provide the officer with the ability to—
 - (a) inspect that the accommodation—
 - (i) meets the Scottish tolerable standard (under the meaning of section 86 of the Housing (Scotland) Act 1987),
 - (ii) has satisfactory facilities for the washing and cleaning of laundry,
 - (b) review the form of agreement between the tenant and landlord, review what has been charged as part of the accommodation and how those charges will be taken as deductions from payslips,
 - (c) provide for a translator to accompany them on an inspection.
- (3) Without prejudice to the generality of subsection (2)—
 - (a) water, heating and power should be included in any accommodation charge with the option for the landlord to set a limit on services such as washing,

- (b) any inspection reports must include—
 - (i) photographic documentation of the inspection,
 - (ii) interviews with workers selected at random by the inspector,
 - (iii) where an inspection has failed, a list of actions to address the reasons for failure and a time frame in which these actions must be concluded by,
- (c) an inspection must only be passed if no actions are required as a result of the inspection,
- (d) an inspection must be failed where there is a serious and immediate threat to health and safety.>

Rachael Hamilton

200 After section 28, insert—

<Local authority procurement targets

The target is that within 3 years of Royal Assent, 60% of the food procured by each local authority will be produced within 60 miles of the local authority area.>

Rachael Hamilton

204 After section 28, insert—

<Interpretation of high-quality

- (1) The Scottish Ministers must, by regulations, define “high-quality” for the purposes of section 1.
- (2) Regulations under this section are subject to the affirmative procedure.>

Schedule 2

Mairi Gougeon

18 In schedule 2, page 24, line 20, leave out <16> and insert <6>

Mairi Gougeon

19 In schedule 2, page 25, leave out line 17

Section 32

Rachael Hamilton

205 In section 32, page 17, line 3, at end insert—

<“high-quality” is to be construed in accordance with section (*Interpretation of high-quality*),>

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Telephone: 0131 348 5000

Textphone: 0800 092 7100

Email: sp.info@scottish.parliament.uk
